

# Official Journal

## of the European Communities

ISSN 0378-6986

C 279

Volume 42

1 October 1999

English edition

## Information and Notices

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*Key to symbols used*

- \* Consultation procedure
- \*\*I Cooperation procedure: first reading
- \*\*II Cooperation procedure: second reading
- \*\*\* Assent procedure
- \*\*\*I Codecision procedure: first reading
- \*\*\*II Codecision procedure: second reading
- \*\*\*III Codecision procedure: third reading

(The type of procedure is determined by the legal basis proposed by the Commission.)

*Information relating to voting time*

Unless stated otherwise, the rapporteurs informed the Chair in writing, before the vote, of their position on the amendments.

*Abbreviations used for Parliamentary Committees*

- FASE Committee on Foreign Affairs, Security and Defence Policy
- AGRI Committee on Agriculture and Rural Development
- BUDG Committee on Budgets
- ECON Committee on Economic and Monetary Affairs and Industrial Policy
- RTDE Committee on Research, Technological Development and Energy
- RELA Committee on External Economic Relations
- LEGA Committee on Legal Affairs and Citizens' Rights
- SOCI Committee on Social Affairs and Employment
- REGI Committee on Regional Policy
- TRAN Committee on Transport and Tourism
- ENVI Committee on the Environment, Public Health and Consumer Protection
- CULT Committee on Culture, Youth, Education and the Media
- DEVE Committee on Development and Cooperation
- CIVI Committee on Civil Liberties and Internal Affairs
- INST Committee on Institutional Affairs
- CONT Committee on Budgetary Control
- FISH Committee on Fisheries
- RULE Committee on the Rules of Procedure, the Verification of Credentials and Immunities
- WOME Committee on Women's Rights
- PETI Committee on Petitions

*Abbreviations used for political groups*

- PSE Group of the Party of the European Socialists
- PPE Group of the European People's Party (Christian-Democratic Group)
- ELDR Group of the European Liberal Democrat and Reform Party
- UPE Union for Europe Group
- GUE / NGL Confederal Group of the European United Left / Nordic Green Left
- V Green Group in the European Parliament
- ARE Group of the European Radical Alliance
- I-EDN Group of Independents for a Europe of Nations
- NI Non-attached Members

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Monday 3 May 1999

**I***(Information)***EUROPEAN PARLIAMENT**

1999/2000 SESSION

Sittings of 3 to 7 May 1999

PALAIS DE L'EUROPE – STRASBOURG

**MINUTES OF THE SITTING OF MONDAY 3 MAY 1999**

(1999/C 279/01)

IN THE CHAIR: Mr GIL-ROBLES GIL-DELGADO

*President**(The sitting opened at 17.00)***1. Resumption of session**

The session, adjourned on 16 April 1999, was resumed.

**2. In Memoriam**

On behalf of Parliament, the President paid tribute to the memory of Mr Hans Peters, former Vice-President of the European Parliament, who had died the previous week.

Parliament observed a minute's silence.

**3. Approval of Minutes of previous sitting***The following spoke:*

— Mrs Maes, who protested against the President's refusal of her request to hold a seminar on the peace process in the Basque Country on Parliament's premises (the President replied that the visitors' room had been made available to her and that she was free to hold the seminar);

— Mr Corbett who, referring to the new Rules of Procedure, and specifically Rule 9(3), which eliminates all status distinctions between former Members, asked that all former Members

concerned be informed thereof (the President replied that the Bureau had already taken care of the matter but that it was not feasible to send a letter to each of the persons involved; he was, however, prepared to refer the matter back to the Bureau if the speaker so wished);

— Mr Evans who, in the light of the third attack targeted at minority groups to take place in London, on 30 April, asked the President to send a message of support to the injured and to victims' families (the President agreed to do so);

— Mrs Lienemann, who complained that the Council had decided to incorporate the staff of the Schengen group secretariat into its own secretariat without holding a competition; she asked what the President intended to do to make sure that the rules laid down in the Staff Regulations were abided by (the President promised that he would ask the Council for an explanation and that it would be the task of the newly-elected Parliament's political groups to take the appropriate steps);

— Mrs Eriksson who, after showing support for Mr Evans' request, inquired why the exhibition on 'Ecce homo' that she had wanted to arrange had been cancelled (the President replied that the Quaestors had not authorised this exhibition as they had felt that she was acting against the wishes of one section of Parliament);

— Mrs Kokkola who, referring to the bomb which had hit a bus in Kosovo claiming 60 lives, asked the President to send a message of sympathy to the victims' families (the President replied that the war in Kosovo was on the agenda for Thursday's topical and urgent debate and that this would be the time for her to make such remarks, if she wished);

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— Mr Fabre-Aubrespy, who requested that the Minutes should not be approved, since the President had declared inadmissible a motion of censure against the Commission (Part I, Item 6), supposedly on the grounds of an incorrect legal basis. He asked for this item of the Minutes to be put to the vote (the President replied that the Minutes were approved according to whether or not they were an accurate reflection of the proceedings of the sitting and were not meant to call into question decisions that had been taken, especially decisions not put to the vote in plenary);

— Mr Svensson who, referring back to the President's response to Mrs Eriksson's remarks, asked why an anti-abortion exhibition had been authorised (the President replied that the rules adopted by Parliament had, in fact, been complied with);

— Mr Janssen van Raay, who said that he had lodged an appeal with the Court of First Instance against the decision taken by the Quaestors over attendance when votes were taken by roll-call, asking who determined the distribution of Members' work: Members themselves or the Bureau.

The Minutes of the previous sitting were approved.

#### 4. Membership of Parliament

The President announced that Mrs Mosiek-Urbahn had been appointed Minister for Social Affairs for the Land of Hesse as from 22 April 1999.

He congratulated her on her appointment.

He added that the German authorities had since informed him that Mrs Mosiek-Urbahn had been replaced by Mr Michael Gahler, as from 23 April 1999.

He welcomed the new Member and drew attention to the provisions of Rule 7(4).

#### 5. Membership of committees

At the request of the ELDR Group, Parliament ratified the appointment of Mr Pohjamo as member of the Committee on Agriculture.

#### 6. Membership of political groups

The President announced that Mr de Gaulle had been dismissed from the I-EDN Group and that from 19 April 1999 he had been sitting with the Non-attached Members.

Mr Duhamel spoke.

#### 7. Verification of credentials

On a proposal from the Committee on the Rules of Procedure, the Verification of Credentials and Immunities, Parliament ratified the appointments of Mr Ramirez-Heredia, Mrs Ilivitzky and Mr Pohjamo as Members of Parliament.

#### 8. Documents received

The President had received the following texts:

(a) from the Council:

(aa) requests for opinions on:

— Proposal for a Council Regulation amending Regulation (EC) No 1868/94 establishing a quota system for the production of potato starch (COM(99)0173 — C4-0214/99 — 99/0088(CNS))

referred to  
responsible: AGRI  
opinion: BUDG

legal basis: Art. 36, 37 EC

— Proposal for a Council Regulation laying down general provisions on the Structural Funds (6959/1/99 — C4-0215/99 — 98/0090(AVC))

referred to  
responsible: REGI  
opinion: AGRI, BUDG, RTDE, ESOC, TRAN, ENVI, CULT, CONT, FISH, WOME

legal basis: Art. 161 EC

— Proposal for a Council Decision concerning the approval, on behalf of the Community, of the amendments to the Annexes to the Convention on the protection of the Marine Environment of the Baltic Sea Area (Helsinki Convention) (COM(99)0128 — C4-0218/99 — 99/0077(CNS))

referred to  
responsible: ENVI  
opinion: AGRI, TRAN

legal basis: Art. 174(4), 300(2) and (3) first subparagraph EC

(ab) the following texts:

— Report from the Council to the European Parliament on the main aspects and basic choices of CFSP, including implications for the Communities' budget (point L of the Interinstitutional Agreement on the financing of the CFSP) (7051/99 — C4-0213/99)

referred to  
responsible: FASE  
opinion: BUDG, RELA, DEVE

languages available: all except EL, SV



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(b) from the Commission:

(ba) list of legislative proposals affected by the entry into force of the Treaty of Amsterdam (SEC(99)0581 — C4-0219/99), including the following legislative proposals scheduled for the May part-session and to which the codecision procedure would now apply:

— Proposal for a Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (COM(95)0310 — C4-0508/95 — 95/0235(COD))

referred to  
responsible: ESOC  
opinion: BUDG, ECON

legal basis: Art. 137(2) EC

— Proposal for a Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (COM(96)0331 — C4-0027/97 — 96/0182(COD))

referred to  
responsible: TRAN  
opinion: ECON, ENVI

legal basis: Art. 71 EC

— Proposal for a Council Regulation amending Council Regulation (EC) No 2236/95 of 18 September 1995 laying down general rules for the granting of Community financial aid in the field of trans-European networks (COM(98)0172 — C4-0283/98 — 98/0101(COD))

referred to  
responsible: BUDG  
opinion: ECON, RTDE, REGI, TRAN, CONT

legal basis: Art. 156 EC

— Proposal for a Council Regulation on the European Regional Development Fund (COM(98)0131 — C4-0286/98 — 98/0114(COD))

referred to  
responsible: REGI  
opinion: AGRI, BUDG, RTDE, ESOC, TRAN, ENVI, CULT, CONT, WOME

legal basis: Art. 162 EC

— Proposal for a Council Regulation relating to the European Social Fund (COM(98)0131 — C4-0287/98 — 98/0115(COD))

referred to  
responsible: ESOC  
opinion: BUDG, REGI, CONT, FISH, WOME

legal basis: Art. 148 EC

— Proposal for a Council Regulation (EC, Euratom) establishing a European Fraud Investigation Office (COM(98)0717 — C4-0712/98 — 98/0329(COD))

referred to  
responsible: CONT  
opinion: BUDG, LEGA, CIVI

legal basis: Art. 280(4) EC, 203 Euratom

— Proposal for a Council Regulation (EC) on measures to promote the conservation and sustainable management of tropical forests and other forests in developing countries (COM(99)0041 — C4-0129/99 — 99/0015(COD))

referred to  
responsible: DEVE  
opinion: BUDG, ENVI

legal basis: Art. 175(1) EC

— Proposal for a Council Regulation (EC) on measures to promote the full integration of the environmental dimension in the development process of developing countries (COM(99)0036 — C4-0130/99 — 99/0020(COD))

referred to  
responsible: DEVE  
opinion: BUDG, ENVI

legal basis: Art. 175, 179 EC

— Proposal for a Council Regulation (EC) on development cooperation with South Africa (COM(99)0124 — C4-0165/99 — 99/0070(COD))

referred to  
responsible: DEVE  
opinion: FASE, BUDG, RELA, CONT

legal basis: Art. 179 EC

(bb) proposals and/or communications:

— Recommendation for the Broad Guidelines of the Economic Policies of the Member States and the Community (COM(99)0143 — C4-0208/99)

referred to  
responsible: ECON  
opinion: ESOC

legal basis: Art. 99(2) EC

— Proposal for a European Parliament and Council Directive on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs (codified version) (COM(99)0113 — C4-0212/99 — 99/0090(COD))

referred to  
responsible: LEGA  
opinion: ENVI

legal basis: Art. 95 EC

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— Communication to the European Parliament and the Council: Amsterdam Treaty, follow-up of the entry in force: legislative proposals pending (SEC(99)0581 — C4-0219/99)

referred to

responsible: LEGA

opinion: all other committees concerned

languages available: FR, DE, EN

— Proposal for a Directive on an agreement on fixed-term contracts concluded by UNICE, CEEP and the ETUC (COM(99)0203 — C4-0220/99)

referred to

responsible: ESOC

legal basis: Protocol No 14 of the EC Treaty

— Amended proposal for a European Parliament and Council Directive on the approximation of the laws, regulations and administrative provisions of the Member States relating to the implementation of good clinical practice in the conduct of clinical trials on medicinal products for human use (COM(99)0193 — C4-0223/99 — 97/0197(COD))

referred to

responsible: ENVI

opinion: BUDG, RTDE

legal basis: Art. 95 EC

*(bc) opinions on European Parliament amendments:*

— Opinion of the Commission on the European Parliament's amendment to the Council's common position regarding the proposal for European Parliament and Council Decision establishing a Community initiative for 'The European City of Culture' event (COM(99)0154 — C4-0216/99 — 97/0290(COD))

referred to

responsible: CULT

legal basis: Art. 151 EC

*(bd) proposals for transfers of appropriations:*

— Proposal for transfer of appropriations No 3/99 between Chapters in Section III — Commission — Part B — of the General Budget for the European Union for the financial year 1999 (SEC(99)0574 — C4-0205/99)

referred to

responsible: BUDG

— Proposal for transfer of appropriations No 11/99 between Chapters in Section VI — Economic and Social Committee — Committee of the Regions — of the General Budget for the European Union for the financial year 1999 (SEC(99)0563 — C4-0206/99)

referred to

responsible: BUDG

— Proposal for transfer of appropriations No 12/99 between Chapters in Section III — Commission — Part A — of the General Budget for the European Union for the financial year 1999 (SEC(99)0573 — C4-0207/99)

referred to

responsible: BUDG

— Proposal for transfer of appropriations No 14/99 between Chapters in Section III — Commission — Part B — of the General Budget for the European Union for the financial year 1999 (SEC(99)0651 — C4-0221/99)

referred to

responsible: BUDG

— Proposal for transfer of appropriations No 15/99 between Chapters in Section III — Commission — Part B — of the General Budget for the European Union for the financial year 1999 (SEC(99)0648 — C4-0222/99)

referred to

responsible: BUDG

*(c) from the European Central Bank:*

— Annual Report 1998 (C4-0211/99)

referred to

responsible: ECON

*(d) from committees:**(da) reports:*

— Report on giving discharge to the Commission in respect of the management of the ECSC for the 1997 financial year — Committee on Budgetary Control

Rapporteur: Mr Blak  
(A4-0132/99)

— Report on the specific annual reports of the Court of Auditors on the financial statements of the decentralised Community Agencies (OJ C 406 of 28 December 1998) (C4-0053/99) — Committee on Budgetary Control

Rapporteur: Mr Kellett-Bowman  
(A4-0163/99)

— \*\*\*I Report on the proposal for a European Parliament and of Council Directive concerning the distance marketing of consumer financial services and amending Council Directive 90/619/EEC and Directives 97/7/EC and 98/27/EC (COM(98)0468 — C4-0647/98 — 98/0245(COD)) — Committee on the Environment, Public Health and Consumer Protection

Rapporteur: Mrs Oomen-Ruijten  
(A4-0190/99)

— \* Second report on the proposal for a Council Regulation (EC) on coordinating aid to the applicant countries in the framework of the pre-accession strategy (COM(98)0551 — C4-0606/98 — 98/0094(CNS)) — Committee on Foreign Affairs, Security and Defence Policy (Hughes Procedure)

Rapporteur: Mr Barón Crespo  
(A4-0191/99)

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— \* Report on the proposal for a Council Regulation (EC) establishing a list of types of behaviour which seriously infringe the rules of the common fisheries policy (COM(99)0070 — C4-0139/99 — 99/0050(CNS)) — Committee on Fisheries

Rapporteur: Mr Teverson  
(A4-0192/99)

— \* Report on the proposal for a Council decision authorising the Kingdom of Spain to accede to the Convention establishing the Inter-American Tropical Tuna Commission on a temporary basis (COM(99)0092 — C4-0168/99 — 99/0058(CNS)) — Committee on Fisheries

Rapporteur: Mrs Fraga Estévez  
(A4-0193/99)

— Report on the interim report of the Commission to the European Parliament, the Council, the Economic and Social Committee and the Committee of the Regions on the implementation of the medium-term Community action programme on equal opportunities for men and women (1996-2000) (COM(98)0770 — C4-0033/99) — Committee on Women's Rights

Rapporteur: Mrs Gröner  
(A4-0194/99)

— Report on the Communication from the Commission to the Council and the European Parliament entitled 'EXPO 2000 Hannover' (COM(99)0131 — C4-0153/99) — Committee on Culture, Youth, Education and the Media

Rapporteur: Mr Hoppenstedt  
(A4-0195/99)

— Report on the accounts of the European Communities in respect of the 1996 financial year — Committee on Budgetary Control

Rapporteur: Mr Elles  
(A4-0196/99)

— Report on the Commission working document on Perspectives and Priorities for the ASEM Process (SEC(97)1239 — C4-0667/97) — Committee on Foreign Affairs, Security and Defence Policy

Rapporteur: Mr Tatarella  
(A4-0197/99)

— Report on granting discharge to the Commission in respect of the financial management of the sixth and seventh European Development Funds for the financial year 1997 (COM(98)0442) — Committee on Budgetary Control

Rapporteur: Mr Wynn  
(A4-0198/99)

— Report on the discharge procedure relating to the implementation of the general budget for the financial year 1997: Section I — European Parliament/Ombudsman Annex; Section IV — Court of Justice; Section V — Court of Auditors; Section VI — Economic and Social Committee and Committee of the Regions (SEC(98)0521 — C4-0353/98) — Committee on Budgetary Control

Rapporteur: Mr Fabra Vallés  
(A4-0199/99)

— Report the communication from the Commission to the Council and the European Parliament on the removal and disposal of disused offshore oil and gas installations (COM(98)0049 — C4-0367/98) — Committee on Environment, Public Health and Consumer Protection

Rapporteur: Mrs Grossetête  
(A4-0200/99)

— Report on postponement of the discharge to be given to the Commission in respect of the implementation of the general budget of the European Union for the 1997 financial year (SEC(98)0519 — C4-0350/98) — Committee on Budgetary Control

Rapporteur: Mr Brinkhorst  
(A4-0201/99)

— Report on the Green Paper on radio spectrum policy in the context of European Community policies such as telecommunications, broadcasting, transport, and R&D (COM(98)0596 — C4-0066/99) — Committee on Economic and Monetary Affairs and Industrial Policy

Rapporteur: Mr Camisón Asensio  
(A4-0202/99)

— \* Report on the proposal for a Council Decision concerning the Community position within the Association Council on the participation of Slovenia in the Community programme in the field of small- and medium-sized enterprises (COM(99)0072 — C4-0162/99 — 99/0054(CNS)) — Committee on Economic and Monetary Affairs and Industrial Policy

Rapporteur: Mrs Carlsson  
(A4-0203/99)

— Report on the communication from the Commission to the Council and European Parliament on strengthening environmental integration within Community energy policy (COM(98)0571 — C4-0040/99) — Committee on Research, Technological Development and Energy

Rapporteur: Mr Chichester  
(A4-0204/99)

— Report on the communication from the Commission on the single market in pharmaceuticals (COM(98)0588 — C4-0127/99) — Committee on Economic and Monetary Affairs and Industrial Policy (Hughes Procedure)

Rapporteur: Mrs Read  
(A4-0205/99)

— Report on the Joint Declaration on practical arrangements for the new codecision procedure (Article 251 of the EC Treaty) (C4-0152/99) — Committee on Institutional Affairs

Rapporteur: Mr Manzella  
(A4-0206/99)

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— \* Report on the proposal for a Council Directive amending Directive 77/388/EEC as regards the possibility of applying on an experimental basis a reduced VAT rate on labour-intensive services (COM(99)0062 — C4-0169/99 — 99/0056(CNS)) — Committee on Economic and Monetary Affairs and Industrial Policy (Hughes Procedure)

Rapporteur: Mrs Thyssen  
(A4-0207/99)

— Report on the communication from the Commission on the Consumer Policy Action Plan 1999-2001 (COM(98)0696 — C4-0035/99) — Committee on the Environment, Public Health and Consumer Protection

Rapporteur: Mr Whitehead  
(A4-0208/99)

— Report on the communication from the Commission — A Northern dimension for the policies of the Union (COM(98)0589 — C4-0067/99) — Committee on Foreign Affairs, Security and Defence Policy (Hughes Procedure)

Rapporteur: Mrs Matikainen-Kallström  
(A4-0209/99)

— Report on the request for waiver of the immunity of Mr Daniel Féret — Committee on the Rules of Procedure, the Verification of Credentials and Immunities

Rapporteur: Mr Wijzenbeek  
(A4-0210/99)

— Report on deletion of Rule 5 and amendment of Rule 22(2) of Parliament's Rules of Procedure — Committee on the Rules of Procedure, the Verification of Credentials and Immunities

Rapporteur: Mr Brendan P. Donnelly  
(A4-0211/99)

— \* Second report on the proposal for a Council Regulation on the common organisation of the market in beef and veal (COM(98)0158 — C4-0294/98 — 98/0109(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Garot  
(A4-0212/99)

— \* Second report on the proposal for a Council Regulation on the financing of the common agricultural policy (COM(98)0158 — C4-0298/98 — 98/0112(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Mulder  
(A4-0213/99)

— \* Second report on the proposal for a Council Regulation on Community support for pre-accession measures for agriculture and rural development in the applicant countries of Central and Eastern Europe in the pre-accession period (COM(98)0153 — C4-0244/98 — 98/0100(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Sonneveld  
(A4-0214/99)

— \* Second report:

- I. on the proposal for a Council Regulation amending Regulation (EEC) No 1766/92 on the common organisation of the market of cereals and repealing Regulation (EEC) No 2731/75 fixing standard qualities for common wheat, rye, barley, maize and durum wheat (COM(98)0158 — C4-0292/98 — 98/0107(CNS));
- II. on the proposal for a Council Regulation establishing a support system for producers of certain arable crops (COM(98)0158 — C4-0293/98 — 98/0108(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Fantuzzi  
(A4-0215/99)

— Report on amendment of Annex V to Parliament's Rules of Procedure — Committee on the Rules of Procedure, the Verification of Credentials and Immunities

Rapporteur: Mr Fayot  
(A4-0216/99)

— Report on the report from the Commission on the mid-term review of structural interventions Objectives 1 and 6 (1994-1999) (COM(98)0782 — C4-0032/99) — Committee on Regional Policy

Rapporteur: Mr Baggioni  
(A4-0217/99)

— \*\*\* Recommendation on the proposal for a Council Regulation amending Regulation (EC) No 1164/94 establishing a Cohesion Fund (6958/1/99 — C4-0195/99 — 98/0104(AVC)) — Committee on Regional Policy

Rapporteur: Mr Gerard Collins  
(A4-0218/99)

— Report containing a proposal for a European Parliament Recommendation to the Council on the common strategy towards the Russian Federation — Committee on Foreign Affairs, Security and Defence Policy

Rapporteur: Mr Spencer  
(A4-0219/99)

— \*\*\* Recommendation on the proposal for a Council Decision concerning the conclusion of the economic partnership, political coordination and cooperation agreement between the European Community and its Member States, on the one part, and the United Mexican States, on the other part (COM(97)0527 — C4-0023/98 — 97/0289(AVC)) — Committee on External Economic Relations

Rapporteur: Mrs Miranda de Lage  
(A4-0220/99)

— Report on multilateral commercial relations: the European Union and the developing partner countries of the EU — Committee on External Economic Relations

Rapporteur: Mr Smith  
(A4-0221/99)

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— Report on the Commission's recommendation for the broad guidelines of the economic policies of the Member States and the Community (drawn up pursuant to Article 103(2) of the Treaty establishing the European Community) (COM(99)0143 — C4-0208/99) — Committee on Economic and Monetary Affairs and Industrial Policy (Hughes Procedure)

Rapporteur: Mr Fourçans  
(A4-0222/99)

— \* Second report on the proposal for a Council Regulation on the common organisation of the market in wine (COM(98)0370 — C4-0497/98 — 98/0126(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Philippe-Armand Martin  
(A4-0223/99)

— Report on the estimates of revenue and expenditure of Parliament and the estimates of revenue and expenditure of the Ombudsman for the financial year 2000 — Committee on Budgets

Rapporteur: Mrs Müller  
(A4-0227/99)

— \* Report on the proposal for a Council Regulation amending Annex II to Regulation (EC) No 1164/94 establishing a Cohesion Fund (COM(98)0130 — C4-0312/98 — 98/0118(CNS)) — Committee on Regional Policy

Rapporteur: Mr Gerard Collins  
(A4-0228/99)

— \* Second report on the proposal for a Council Regulation on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) (COM(98)0158 — C4-0297/98 — 98/0102(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Görlach  
(A4-0229/99)

— Report on the communication from the Commission to the Council and the European Parliament on the establishment of a new financial perspective for the period 2000-2006 (COM(98)0164 — C4-0304/98) and on the report on the implementation of the Interinstitutional Agreement of 29 October 1993 on budgetary discipline and improvement of the budgetary procedure — proposals for renewal (COM(98)0165 — C4-0305/98) — Committee on Budgets (Hughes Procedure)

Rapporteur: Mr Colom i Naval  
(A4-0230/99)

— \* Second report on the proposal for a Council Regulation establishing common rules for direct support schemes under the common agricultural policy (COM(98)0158 — C4-0299/98 — 98/0113(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Graefe zu Baringdorf  
(A4-0231/99)

— \* Second report:

- I. on the proposal for a Council Regulation on the common organisation of the market in milk and milk products (COM(98)0158 — C4-0295/98 — 98/0110(CNS));
- II. on the proposal for a Council Regulation amending Regulation (EEC) No 3950/92 establishing an additional levy in the milk and milk products sector (COM(98)0158 — C4-0296/98 — 98/0111(CNS)) — Committee on Agriculture and Rural Development

Rapporteur: Mr Goepel  
(A4-0232/99)

— \*\*\*I Report on the proposal for a European Parliament and Council Directive amending Directive 85/611/EEC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) with a view to regulating management companies and simplified prospectuses (COM(98)0451 — C4-0465/98 — 98/0242(COD)); and on the proposal for a European Parliament and Council Directive amending Directive 85/611/EEC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) (COM(98)0449 — C4-0464/98 — 98/0243(COD)) — Committee on Legal Affairs and Citizens' Rights

Rapporteur: Mr Crowley  
(A4-0233/99)

— Report on the Convention on Insolvency Proceedings of 23 November 1995 — Committee on Legal Affairs and Citizens' Rights

Rapporteur: Mr Malangré  
(A4-0234/99)

— Report on the Ninth Annual Report of the Structural Funds for 1997 (COM(98)0562 — C4-0031/99) — Committee on Regional Policy

Rapporteur: Mrs Peijs  
(A4-0235/99)

— Report on the communication from the Commission on cohesion and transport (COM(98)0806 — C4-0058/99) — Committee on Regional Policy

Rapporteur: Mr Crampton  
(A4-0236/99)

— \*\*\*I Report on the proposal for a Council Regulation (EC) on measures to promote the conservation and sustainable management of tropical forests and other forests in developing countries (COM(99)0041 — C4-0129/99 — 99/0015(SYN)) — Committee on Development and Cooperation

Rapporteur: Mr Pomés Ruiz  
(A4-0237/99)

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— \* Second report on the proposal for a Council Regulation (EC) establishing an instrument for structural policies for pre-accession (COM(98)0138 — C4-0301/98 — 98/0091(CNS)) — Committee on Regional Policy

Rapporteur: Mr Walter  
(A4-0238/99)

— Report on the European Parliament's contribution on the European Employment Pact — Committee on Employment and Social Affairs

Rapporteur: Mr Menrad  
(A4-0239/99)

— \* Report on the amended proposal for a Council Regulation concerning investigations conducted by the Fraud Prevention Office (COM(98)0717 — C4-0712/98 — 98/0329(CNS)) — Committee on Budgetary Control

Rapporteur: Mr Bösch  
(A4-0240/99)

— Report on the Commission White paper on commerce (COM(99)0006 — C4-0060/99) — Committee on Economic and Monetary Affairs and Industrial Policy

Rapporteur: Mr Garosci  
(A4-0241/99)

— Report on the role of the Union in the world: Implementation of the common foreign and security policy for 1998 — Committee on Foreign Affairs, Security and Defence Policy

Rapporteur: Mr Spencer  
(A4-0242/99)

— \* Report on the draft Council Resolution on the lawful interception of telecommunications in relation to new technologies (10951/2/98 — C4-0052/99 — 99/0906(CNS)) — Committee on Civil Liberties and Internal Affairs

Rapporteur: Mr Schmid  
(A4-0243/99)

— \* Second report on the proposal for a Council Regulation (EC) on structural measures in the fisheries sector (COM(98)0131 — C4-0288/98 — 98/0116(CNS)) and on the proposal for Council Regulation (EC) laying down the detailed rules and arrangements regarding Community structural assistance in the fisheries sector (COM(98)0728 — C4-0101/99 — 98/0347(CNS)) — Committee on Fisheries (Hughes Procedure for the first proposal)

Rapporteur: Mr Arias Cañete  
(A4-0244/99)

— Report on the Commission communication on sustainable urban development in the European Union: A Framework for Action (COM(98)0605 — C4-0059/99) — Committee on Regional Policy

Rapporteur: Mr Orlando  
(A4-0247/99)

— \*\*\*I Report on the proposal for a European Parliament and Council Directive on certain legal aspects of electronic commerce in the internal market (COM(98)0586 — C4-0020/99 — 98/0325(COD)) — Committee on Legal Affairs and Citizens' Rights  
(Hughes Procedure)

Rapporteur: Ms Oddy  
(A4-0248/99)

— \*\*I Report on the proposal for a Council Regulation (EC) on development cooperation with South Africa (COM(99)0124 — C4-0165/99 — 99/0070(SYN)) — Committee on Development and Cooperation

Rapporteur: Mr Fassa  
(A4-0249/99)

— \*\*I Report on the proposal for a Council Recommendation providing for minimum criteria for environmental inspections in the Member States (COM(98)0772 — C4-0073/99 — 98/0358(SYN)) — Committee on the Environment, Public Health and Consumer Protection

Rapporteur: Mrs Jackson  
(A4-0251/99)

— \*\*\*I Report:

- I. on the proposal for a European Parliament and Council Regulation amending Council Regulation (EEC) No 1612/68 on freedom of movement for workers within the Community (COM(98)0394 — C4-0575/98 — 98/0229(COD));
- II. on the proposal for a European Parliament and Council Directive amending Directive 68/360/EEC on the abolition of restrictions on movement and residence within the Community for workers of Member States and their families (COM(98)0394 — C4-0576/98 — 98/0230(COD));
- III. on the proposal for a European Parliament and Council Decision establishing an Advisory Committee on freedom of movement and social security for a Community workers and amending Council Regulations (EEC) No 1612/68 and (EEC) No 1408/71 (COM(98)0394 — C4-0577/98 — 98/0231(COD)) — Committee on Employment and Social Affairs

Rapporteur: Mrs Hermange  
(A4-0252/99)

— \*\*I Report on the proposal for a Council Regulation on measures to promote full integration of the environmental dimension in the development process of developing countries (COM(99)0036 — C4-0130/99 — 99/0020(SYN)) — Committee on Development and Cooperation

Rapporteur: Mrs Van Putten  
(A4-0254/99)

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— Report on implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending in the Council as at 1 May 1999 with an indication of any change of legal basis or modification of legislative procedure following the entry into force of the Treaty of Amsterdam) (C4-0134/99 and SEC(99)0581 — C4-0219/99) — Committee on Legal Affairs and Citizens' Rights

Rapporteur: Mrs Palacio Vallelersundi  
(A4-0255/99)

— \*\*\*I Report on the proposal for a European Parliament and Council Regulation on the European Regional Development Fund (COM(98)0131 — C4-0286/98 — 98/0114(COD) — former 98/0114(SYN)) — Committee on Regional Policy  
Confirmation of first reading

Rapporteur: Mr Varela Suanzes-Carpegna  
(A4-0256/99)

— \*\*\*I Report on the proposal for a European Parliament and Council Regulation on the European Social Fund (COM(98)0131 — C4-0287/98 — 98/0115(COD) — former 98/0115(SYN)) — Committee on Employment and Social Affairs  
Confirmation of first reading

Rapporteur: Mrs Jöns  
(A4-0257/99)

— \*\*\*I Report on the proposal for a European Parliament and Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (COM(95)0310 — C4-0508/95 — 97/0235(COD) — former 95/0235(SYN)) — Committee on Employment and Social Affairs  
Confirmation of first reading

Rapporteur: Mr Pronk  
(A4-0258/99)

— \*\*\*I Report on the proposal for a European Parliament and Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (COM(96)0331 — C4-0027/97 — 96/0182(COD) — former 96/0182(SYN)) — Committee on Transport and Tourism  
Confirmation of first reading

Rapporteur: Mr Jarzembowski  
(A4-0259/99)

— Report on the proposal for a Council Directive concerning the framework agreement on fixed-term contracts concluded by UNICE, CEEP and the ETUC (COM(99)0203 — C4-0220/99) — Committee on Employment and Social Affairs

Rapporteur: Mrs Jöns  
(A4-0261/99)

— Report on the request for waiver of Mr Moniz's immunity — Committee on the Rules of Procedure, the Verification of Credentials and Immunities

Rapporteur: Mrs Palacio Vallelersundi  
(A4-0262/99)

*(db) recommendations for second reading:*

— \*\*II Recommendation for second reading on the common position established by the Council with a view to adopting a Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (C4-0037/99 — 96/0182(SYN)) — Committee on Transport and Tourism

Rapporteur: Mr Jarzembowski  
(A4-0245/99)

— \*\*II Recommendation for second reading on the common position established by the Council with a view to the adoption of a Council Regulation (EC) on the European Regional Development Fund (C4-0182/99 — 98/0114(SYN)) — Committee on Regional Policy

Rapporteur: Mr Varela Suanzes-Carpegna  
(A4-0246/99)

— \*\*II Recommendation for second reading on the common position adopted by the Council with a view to adopting a Council Regulation (EC) on the European Social Fund (C4-0183/99 — 98/0115(SYN)) — Committee on Employment and Social Affairs

Rapporteur: Mrs Jöns  
(A4-0250/99)

*(e) from the Conciliation Committee:*

— Joint text approved by the Conciliation Committee of the European Parliament and Council Directive amending Council Directive 89/398/EEC on the approximation of the laws of the Member States relating to foodstuffs intended for particular nutritional uses (3607/99 — C4-0154/99 — 94/0076(COD))

— Joint text approved by the Conciliation Committee on the European Parliament and the Council Directive on the certain aspects of the sale of consumer goods and associated guarantees (3604/99 — C4-0171/99 — 96/0161(COD))

— Joint text approved by the Conciliation Committee on the European Parliament and the Council Regulation amending Council Regulation (EEC) No 3330/91 on the statistics relating to the trading of goods between Member States with a view to reducing the data to be provided (3608/99 — C4-0172/99 — 97/0155(COD))

— Joint text approved by the Conciliation Committee on the proposal for a European Parliament and Council Directive establishing a mechanism for the recognition of qualifications in respect of the professional activities covered by the Directives on liberalisation and transitional measures and supplementing the general systems for the recognition of qualifications (3612/99 — C4-0209/99 — 96/0031(COD))

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(f) *from Parliament's delegation to the Conciliation Committee:*

— \*\*\*III Report on the joint text, approved by the Conciliation Committee, for a European Parliament and Council Directive on certain aspects of the sale of consumer goods and associated guarantees (3604/99 — C4-0171/99 — 96/0161(COD))

Rapporteur: Mrs Kuhn  
(A4-0224/99)

— \*\*\*III Report on the joint text, approved by the Conciliation Committee, for a European Parliament and Council Directive amending the Directive 89/398/EEC on the approximation of the laws of the Member States relating to foodstuffs intended for particular nutritional uses (3607/99 — C4-0154/99 — 94/0076(COD))

Rapporteur: Mrs Sandbæk  
(A4-0225/99)

— \*\*\*III Report on the joint text approved by the Conciliation Committee for a European Parliament and Council Regulation (EC) amending Council Regulation (EEC) No 3330/91 on the statistics relating to the trading of goods between Member States with a view to reducing the data to be provided (3608/99 — C4-0172/99 — 97/0155(COD))

Rapporteur: Mrs Lulling  
(A4-0226/99)

— \*\*\*III Report on the joint text approved by the Conciliation Committee for a European Parliament and Council Directive establishing a mechanism for the recognition of qualifications in respect of the professional activities covered by the Directives on liberalisation and transitional measures and supplementing the general systems for the recognition of qualifications (3612/99 — C4-0209/99 — 96/0031(COD))

Rapporteur: Mrs Gebhardt  
(A4-0253/99)

(g) *from Members:*

(ga) *oral questions (Rule 40):*

— Ferrer, Peijs and Chanterie, on behalf of the PPE Group, to the Commission, on mass imports of low-priced textiles (B4-0338/99);

— Moniz, on behalf of the PSE Group, to the Commission, on the mass of cheap imports on the European textile market (B4-0339/99);

(gb) *oral questions for Question Time (Rule 41) (B4-0337/99):*

— Kaklamanis, Alavanos, McKenna, Kokkola, Daskalaki, Garosci, Papayannakis, Trakatellis, Hatzidakis, Papakyriazis, Dupuis, Pailler, von Habsburg, McIntosh, Medina Ortega, Lindqvist, Newens, Karamanou, Izquierdo Rojo, Kjer Hansen, Gallagher, Fitzsimons, Andrews, Hyland, Gerard Collins, Gahrton, Rübiger, Eriksson, Sjöstedt, Posselt, Killilea, Crowley,

Riis-Jørgensen, Hautala, Malone, Terrón i Cusí, Oddy, Howitt, Stenzel, Watts, Bonde, Iversen, Hyland, Papayannakis, Riis-Jørgensen, Kaklamanis, Ferrer, Cunningham, McKenna, Crowley, Daskalaki, Alavanos, Lannoye, Kjer Hansen, Vecchi, McIntosh, McCartin, Jackson, Delcroix, Medina Ortega, Newens, Trakatellis, Rosado Fernandes, Gallagher, Fitzsimons, Andrews, Ripa di Meana, Rübiger, Sjöstedt, Monfils, Valverde López, Hatzidakis, Sornosa Martínez, Novo, Maset Campos, Dybkjær, Anastassopoulos, Malone, Smith, Oddy, Lindqvist;

(gc) *a written declaration for entry in the register (Rule 48) by the following Member:*

— Ferri, on protection of the 'Via Francigena' (No 5/99).

## 9. Application of the Hughes procedure

The Hughes procedure was applied to the report by the Committee on Economic and Monetary Affairs and Industrial Policy on the Commission's recommendation for the broad guidelines of the economic policies of the Member States and the Community (asked for an opinion: ESOC (Hughes procedure between ECON and ESOC)).

## 10. Petitions

Pursuant to Rule 156(5), the President had forwarded to the Committee on Petitions the following petitions which had been entered in the register on 22 April 1999:

by Mrs Maria Mennitti (No 230/99);

by Mr Rinaldi Angelino (Ferramenta Villafranca, spa.) (No 231/99);

by Mr Salvatore Fresta (No 232/99);

by Mrs Gabriela Hanachiuc (No 233/99);

by Mr Antonio Lo Giudice (ANMO — Associazione Nazionale Medici Odontoiatri) (No 234/99);

by Mr Giovanni Leo (No 235/99);

by Mr Giovanni Racalbutto (No 236/99);

by Mrs Pieta Giacomelli (and 104 signatories) (No 237/99);

by Mrs Paola Baldoni (and 3 signatories) (No 238/99);

by Mr Giuseppe Giuliarelli (No 239/99);

by Mrs Ivone Cacciavillani (and 2 signatories) (No 240/99);

by Mr Luciano Bressan (No 241/99);

by Mr Mario Liguori (No 242/99);

by Mrs Lucia De Michele (No 243/99);

by Mr Marcel Martin Florescu (No 244/99);

by Mr Egori Ferruccio (No 245/99);

by Mr Egori Ferruccio (No 246/99);

by Mr Egori Ferruccio (No 247/99);

by Mr Egori Ferruccio (No 248/99);



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by Mr José Reina Martín (Comunidad de Regantes) (No 249/99);

by Mrs Yolanda Menor de Gaspar (Ecologistas en Acción) (No 250/99);

by Mr Samo Pahor (Edinost) (and 3 signatories) (No 251/99);

by Mr Manuel Marañón Arana (Soberbina, S.A.) (No 252/99);

by Mr Jesús Ciarrusta (No 253/99);

by Mr José Teijeira Martínez (No 254/99);

by Mr Campo Elias González Ferrer (No 255/99);

by Mr Víctor Angel Aznar Marcén (SATSE — Sindicato de Enfermería) (No 256/99);

by Mrs Maria Luisa Rodriguez Rodriguez (Ayuntamiento de Luyego) (No 257/99);

by Mr José Santos Suárez (and 4 signatories) (No 258/99);

by Mr J. Antonio Sánchez Sánchez (No 259/99);

by Mr Daniel Pequeño Prado (and 4 000 signatories) (No 260/99);

by Mrs Carmen Sevilla Madrid (Plataforma Salvem el Cabanyal) (No 261/99);

by Mr Georges Herrmann (AEI — Action Européenne pour l'Education, l'Invention, et l'Innovation) (No 262/99);

by Mr Jean-Claude Bolomé (No 263/99);

by Mr Marc Kalmbach (No 264/99);

by Mrs Carole Delpech (No 265/99);

by Mrs Jacqueline Gilardoni (Oeuvre d'Assistance aux Bêtes d'Abattoirs) (No 266/99);

by Mr Enzo Arturo Canali (No 267/99);

by Mrs Béatrice Monin-Verona (No 268/99);

by Mr Léon Techer (No 269/99);

by Mr Thierry Hiroux (No 270/99);

by Mr Youssef Riahi (No 271/99);

by Mr Antoine Chapelle (Glasoltherm) (and 2 signatories) (No 272/99);

by Mr Alain Deventer (No 273/99);

by Mr Corneille Loup (No 274/99);

by Mr Jacques Serex (No 275/99);

by Mr Michel Buttighoffer (No 276/99);

by Mr Michel Buttighoffer (No 277/99);

by Mr Augusto Sobral Veloso (No 278/99);

by Mrs H.E. George (No 279/99);

by Ken and Glenys Ashton (and 6 signatories) (No 280/99);

by Mr Paul Burke (Beresford Terrace Residents Association) (No 281/99);

by Mr Frank Harvey (No 282/99);

by Mr Thomas Geisler (No 283/99);

by Mr Eugeniusz Korzeniowski (No 284/99);

by Mrs Toni Berry (No 285/99);

by Mrs Moonirah Bettoja-Allen (No 286/99);

by Mr Guido Deconi (Lega Nazionale D'Istria Fiume Dalmazia) (and 32 signatories) (No 287/99);

by Mr Heinz Nehrling (No 288/99);

by Mr Volker Totzeck (No 289/99);

by Mr René Fredrich (No 290/99);

by Mr Franz Frühwirth (No 291/99);

by Mrs Katrin Mundle (F.D.P. Die Liberalen) (and 88 signatories) (No 292/99);

by Mr Holger Friese (No 293/99);

by Mr Volkmar Rahnfeld (No 294/99);

by Mr Michael Thiess (No 295/99);

by Mr Christian Mommerskamp (No 296/99);

by Mrs Astrid Koller (No 297/99);

by Mrs Marianne Moritz (No 298/99);

by Mr Wolf-Dietrich Vogt (Claussen Vogt Rohde Speer) (No 299/99);

by Mr Aristidis Stipas (No 300/99);

by Mr Christos Simitos (No 301/99);

by Mr Sokratis Dorkos (No 302/99);

by Mr Psarrou Charalabopoulos (No 303/99);

by Mrs Fotini Hatzigiannidis (No 304/99);

by Mr Simeon Tegos (No 305/99);

by Mr Christos Gamvroudis (Organismos Evropaion Politon Gia tin enimerossi kai prostasia ton dikaionaton tous) (No 306/99);

by Mr Christer Björklund (City Juristen) (No 307/99);

by Mr Rainer Steppuhn (No 308/99).

## 11. Changes in procedure

The President declared that, following the entry into force of the Treaty of Amsterdam, certain legislative reports on the agenda for that part-session were affected by a change in procedure:

### 1. Legislative reports not affected by a change in procedure:

Changes to the numbering of Treaty Articles would be carried out automatically by the Minutes Division.

### 2. Reports under consultation procedure and cooperation procedure first reading which became codecision procedure:

The Commission having confirmed its original proposals within the framework of codecision (C4-0134/99 and C4-0219/99), the legislative resolutions of the reports by Mr Pomés Ruiz (A4-0237/99), Mr Fassa (A4-0249/99), Mrs Van Putten (A4-0254/99) and Mr Bösch (A4-0240/99) would be voted on under the codecision procedure (Article 251 of the EC Treaty). The Minutes Division would make the necessary changes to the texts in question.

**Monday 3 May 1999**

3. Second reading reports which became codecision procedure:

The Commission confirmed its original proposal within the framework of codecision (C4-0134/99 and C4-0219/99).

On the following day, 4 May, Parliament would confirm its first reading votes (reports by Mr Varela Suanzes-Carpegna (A4-0256/99), Mrs Jöns (A4-0257/99), Mr Pronk (A4-0258/99), Mr Jarzembowski (A4-0259/99) and Mr Kellett-Bowman (A4-0260/99).

The Council announced that it would confirm its common positions 98/0114(SYN), 98/0115(SYN), 95/0235(SYN), 96/0182(SYN), 99/0101(SYN) on the same day.

As a result, the legislative resolutions of these reports would be voted on under the codecision procedure (Article 251 of the EC Treaty). The Minutes Division would make the necessary changes to the texts in question.

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Mr Bru Purón welcomed a visiting group of Republican Spanish Civil War veterans.

**12. Order of business**

The next item was the order of business.

The President announced that the final draft agenda for the May 1999 sittings had been distributed (PE 279.299/PDOJ) and that a number of changes had been proposed (Rule 96).

*Monday 3 May*

— due to a technical error the Palacio Vallelersundi report on the list of legislative proposals pending in the Council (A4-0255/99) appeared only under Tuesday's voting time (first item) whereas, according to the procedure with debate, it should have followed the joint debate on discharge on Monday's agenda.

— the PPE Group had requested that the Thyssen report (A4-0207/99, Item 93), scheduled for joint debate with the Fourçans report (A4-0222/99, Item 8) and the Menrad report (A4-0239/99, Item 132), be dealt with on its own at the end of the agenda.

Parliament approved the request.

*Tuesday 4 May:*

— the Chichester report (A4-0204/99), scheduled to be taken without debate, would be entered with debate on the draft agenda for a future part-session pursuant to Rule 99(2), and subject to the application of Rule 167, second paragraph, as 32 Members had opposed the application of the procedure without debate.

*Wednesday 5 May:*

— the deadline for tabling amendments and joint motions for resolutions on the European Council and oral questions on institutional reform (Items 70 and 102) had been put back to 12.00 on Tuesday at the request of the PSE Group.

— the I-EDN Group had asked for Mrs Miranda de Lage's recommendation (A4-0220/99, Item 75) to be withdrawn from the agenda.

The following spoke: Mr Van Dam, on behalf of the I-EDN Group, who moved the request, and Mr Hindley.

Parliament rejected the request.

*Thursday 6 May:*

— topical and urgent debate: four requests had been presented, on the basis of Rule 47(2):

(a) Human rights:

— The UPE Group had asked for the item 'Malaysia' to be replaced with a new item 'Angola'

Parliament rejected the request.

— The ELDR Group had asked for the item 'Malaysia' to be replaced with a new item 'Equatorial Guinea'

Parliament rejected the request.

(b) Inspection of Spanish fishing vessels by the Moroccan authorities

— The ARE Group had asked for this subject to be replaced with a new subject 'Situation in the Comoros'

Parliament approved the request by EV (147 for, 119 against, 26 abstentions).

(c) Temelín nuclear power station

— The ELDR Group had asked for this subject to be replaced with a new subject 'Presidential elections in Algeria'.

Parliament rejected the request by EV (136 for, 150 against, 8 abstentions).

*Friday 7 May:*

— no change

*Request for urgent procedure (Rule 97) by the Council for:*

— proposal for a Council Regulation amending Regulation (EC) No 1868/94 establishing a quota system for the production of potato starch (COM(99)0173 — C4-0214/99 — 99/0088(CNS))

**Reason for request:**

The Council was meeting on 17 and 18 May to adopt the entire package of agricultural regulations arising from Agenda 2000.

Parliament would vote on these requests at the beginning of the following day's sitting.

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The order of business was thus established.

Monday 3 May 1999

**13. Speaking time**

Speaking time for debates on the agenda for the sittings of 3 to 7 May 1999 would be allocated pursuant to Rule 106 (see Agenda — PE 279.299/PDOJ).

**14. Request for waiver of Mr Féret's immunity (debate)**

Mr Wijsenbeek introduced his report, tabled on behalf of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities, on the request for the waiver of Mr Féret's parliamentary immunity (A4-0210/99).

Mr Ford spoke on behalf of the PSE Group.

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 34.

**15. Request for waiver of Mr Moniz's immunity (debate)**

Mrs Palacio Vallelersundi introduced her report, tabled on behalf of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities, on the request for the waiver of Mr Moniz's parliamentary immunity (A4-0262/99).

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 35.

**16. Amendment of Annex V of the Rules of Procedure (debate)**

Mr Fayot introduced his report, drawn up on behalf of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities, on the modification of Annex V of the Rules of Procedure of the European Parliament (A4-0216/99).

IN THE CHAIR: Mrs SCHLEICHER

*Vice-President*

The following spoke: Mr Corbett, on behalf of the PSE Group, Mr Rack, on behalf of the PPE Group, Mrs Kjer Hansen, on behalf of the ELDR Group, Mr Voggenhuber, on behalf of the V Group, Mr Fabre-Aubrespy, on behalf of the I-EDN Group, Mr Liikanen, Member of the Commission, and Mr Dell'Alba, who complained that he had arrived too late to take part in the debate due to erroneous information display on screen in his office.

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 36.

**17. General economic policy guidelines — European Employment Pact (debate)**

The next item was the joint debate on two reports.

Mr Fourçans introduced his report, drawn up on behalf of the Committee on Economic and Monetary Affairs and Industrial Policy, on the Commission recommendation for the broad guidelines of the economic policies of the Member States and the Community (drawn up pursuant to Article 103(2) of the Treaty establishing the European Community) (COM(99)0143 — C4-0208/99) (A4-0222/99).

Draftsman (Hughes procedure): Mr Menrad (ESOC)

Mr Menrad introduced his report, drawn up on behalf of the Committee on Employment and Social Affairs, on the European Parliament's contribution on the European Employment Pact (A4-0239/99).

The following spoke: Mr Herman, on behalf of the PPE Group, Mr Goedbloed, on behalf of the ELDR Group, Mrs Moreau, on behalf of the GUE/NGL Group, Mrs Hautala, on behalf of the V Group, Mr Blokland, on behalf of the I-EDN Group, Mrs Randzio-Plath, on behalf of the PSE Group, Mr Blot, Non-attached Member, Mrs Van Lancker, Mr Langen, Mrs Boogerd-Quaak and Mr Christodoulou.

IN THE CHAIR: Mr MARINHO

*Vice-President*

The following spoke: Mr Ribeiro, Mrs Raschhofer, Mrs Weiler, Mrs Carlsson, Mr Svensson, Mrs Lienemann, Mr Metten and Mr de Silguy and Mr Monti, Members of the Commission, and Mr Metten, who put a question to the Commission which Mr de Silguy and Mr Monti answered.

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 38.

**18. European Fraud Investigation Office \*\*\*I (debate)**

Mr Bösch introduced his report, drawn up on behalf of the Committee on Budgetary Control, on the amended proposal for a Council Regulation relating to investigations carried out by the European Fraud Investigation Office (COM(99)0140 — C4-0180/99 — 98/0329(COD) — former 98/0329(CNS)) (A4-0240/99).

*Procedure modified following the entry into force of the Treaty of Amsterdam*

The following spoke: Mr Blak, on behalf of the PSE Group, Mrs Theato, chairman of the Committee on Budgetary Control, on behalf of the PPE Group, Mrs Kjer Hansen, on behalf of the ELDR Group, Mr Rosado Fernandes, on behalf of the UPE Group, Mr Holm, on behalf of the V Group, and Mr Sarlis.

IN THE CHAIR: Mr AVGERINOS

*Vice-President*

The following spoke: Mr Bontempi, draftsman of the opinion of the Committee on Civil Liberties, Mr Diller, on behalf of the Council, and Mrs Gradin, Member of the Commission.

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 21.

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## 19. Discharge (debate)

The next item was the joint debate on six reports drawn up on behalf of the Committee on Budgetary Control.

— Elles report on accounts of the European Communities for 1996 (A4-0196/99);

— Brinkhorst report on the postponement of discharge to be granted to the Commission for implementation of the general budget of the European Union for 1997 (A4-0201/99);

— Fabra Vallés report on discharge for the implementation of the general budget for 1997: Section I — European Parliament/Annex: Ombudsman; Section IV — Court of Justice; Section V — Court of Auditors; Section VI — Economic and Social Committee/Committee of the Regions (A4-0199/99);

— Wynn report on granting of discharge to the Commission for the financial management of the sixth and seventh European Development Funds for 1997 (A4-0198/99);

— Blak report on granting of discharge to the Commission for the running of the ECSC for 1997 (A4-0132/99);

— Kellett-Bowman report on the special annual reports of the Court of Auditors relating to the financial situation of decentralised Community bodies (OJ C 406, 28.12.1998) — discharge procedure for 1997 (including decisions granting discharge to the management committees of the European Foundation for the Improvement of Living and Working Conditions (Dublin), and the European Centre for the Development of Vocational Training (Thessalonika) on the implementation of their budgets for 1997) (A4-0163/99).

Mr Diller spoke on behalf of the Council.

Mr Elles, Mr Brinkhorst, Mr Fabra Vallés, Mr Blak and Mr Kellett-Bowman introduced the reports.

The following spoke: Mr Sarlis, draftsman of the opinion of the Committee on Transport, Mrs Günther, draftsman of the opinion of the Committee on Development, Mr Tappin, on behalf of the PSE Group, Mrs Theato, chairman of the Committee on Budgetary Control, on behalf of the PPE Group, Mr Virrankoski, on behalf of the ELDR Group, Mr Giansily, on behalf of the UPE Group, Mr Miranda, on behalf of the GUE/NGL Group, and Mr Holm, on behalf of the V Group.

IN THE CHAIR: Mr HAARDER

*Vice-President*

The following spoke: Mr Dell'Alba, on behalf of the ARE Group, Mr Fabre-Aubrespy, on behalf of the I-EDN Group, Mr Bösch, Mr Tillich, Mrs Kjer Hansen, Mr Seppänen, Mrs Theato, Mr Müller, Mr Liikanen, Member of the Commission, Mr Elles, who put a question to the Commission which Mr Liikanen answered.

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 39.

## 20. Legislative proposals pending (debate)

Mrs Palacio Vallelersundi introduced her report, drawn up on behalf of the Committee on Legal Affairs and Citizens' Rights, on implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending in the Council as at 1 May 1999 with an indication of any change of legal basis or modification of legislative procedure following the entry into force of the Treaty of Amsterdam) (C4-0134/99 and SEC(99)0581 — C4-0219/99) (A4-0255/99).

Mr Oreja, Member of the Commission, spoke.

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 13.

## 21. Dispute between the European Union and the United States of America (statement followed by debate)

Sir Leon Brittan, Vice-President of the Commission, made a statement on the WTO dispute settlement procedure for the dispute between the European Union and the United States.

The following spoke: Mrs Mann, on behalf of the PSE Group, Mr Kittelmann, on behalf of the PPE Group, Mr Mulder, on behalf of the ELDR Group, Mr Graefe zu Baringdorf, on behalf of the V Group, and Mr Dell'Alba, on behalf of the ARE Group.

IN THE CHAIR: Mrs FONTAINE

*Vice-President*

The following spoke: Mrs Roth-Behrendt, Mrs Ferrer, Mr Iversen, Mr Kittelmann, who made a personal statement following Mrs Roth-Behrendt's remarks, and Sir Leon Brittan.

The President had received motions for resolutions pursuant to Rule 37(2) from the following Members:

— Oomen-Ruijten, Valdivielso de Cué, Schwaiger, Kittelmann and Ferrer, on behalf of the PPE Group, on the Commission statement on Transatlantic Economic Partnership and EU/US trade disputes, especially hormones, bananas and hushkits (B4-0430/99);

— Pasty, Van Bladel and Rosado Fernandes, on behalf of the UPE Group, on the Commission statement on EU/US trade disputes (B4-0431/99);

— Van Dam, on behalf of the I-EDN Group, on the Transatlantic Economic Partnership and the WTO trade disputes on hormones, bananas and hushkits in the light of the next EU/US Summit (B4-0432/99);

Monday 3 May 1999

— Lalumière, Sainjon, Dell'Alba, Maes and Castagnède, on behalf of the ARE Group, on the disputes and the forthcoming summit between the United States and the European Union (B4-0433/99);

— Kreissl-Dörfler, Graefe zu Baringdorf and Lannoye, on behalf of the V Group, on EU/US trade disputes (B4-0434/99);

— E. Mann, Roth-Behrendt and Rehder, on behalf of the PSE Group, on the Transatlantic Economic Partnership (B4-0435/99);

— Jové Peres, Querbes, Novo and Ephremidis, on behalf of the GUE/NGL Group, on the commercial disputes between the European Union and the United States (B4-0436/99);

— Plooij-Van Gorsel, on behalf of the ELDR Group, on the Commission statement on the Transatlantic Economic Partnership and EU/US trade disputes, especially concerning hormones, bananas and hushkits (B4-0452/99).

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 17.

## 22. Reduction of VAT on labour-intensive services \* (debate)

Mrs Thyssen introduced her report, drawn up on behalf of the Committee on Economic and Monetary Affairs and Industrial Policy, on the proposal for a Council Directive amending Directive 77/388/EEC as regards the possibility of applying on an experimental basis a reduced VAT rate on labour-intensive services (COM(99)0062 — C4-0169/99 — 99/0056(CNS)) (A4-0207/99).

Draftsman (Hughes procedure): Mr Wim van Velzen (ESOC).

The following spoke: Mr Wim van Velzen, draftsman of the opinion of the Committee on Employment and Social Affairs, Mrs Peijs, on behalf of the PPE Group, Mrs Kestelijn-Sierens, on behalf of the ELDR Group, Mr Blokland, on behalf of the I-EDN Group, Mr Monti, Member of the Commission, as well as Mrs Thyssen and Mr Wim van Velzen who put questions to the Commission which Mr Monti answered.

The President closed the debate.

Vote: Minutes of 4.5.1999, Part I, Item 37.

## 23. Agenda for next sitting

The President announced the following agenda for the sitting of Tuesday 4 May 1999:

09.00 — 12.00:

- vote on request for urgent procedure
- Statement by Mr Prodi, President-designate of the Commission
- topical and urgent debate (announcement of motions tabled)

12.00:

- voting time

15.00 — 19.00 and 20.00 — 24.00:

- Council and Commission statements on the situation in Kosovo
- joint debate on two reports and a Council statement on the CFSP
- possibly, Rothley report on Statute for Members of the European Parliament
- Müller report on budget estimates for the European Parliament and Europe for 2000
- presentation by the Commission of the preliminary draft general budget for the year 2000
- Jarzembowski recommendation for second reading on taxation of heavy goods vehicles \*\*\*II
- Oomen-Ruijten report on distance marketing of financial services \*\*\*I
- Kuhn report on the sale of consumer goods and associated guarantees \*\*\*III
- González Álvarez report on civil protection \*
- Fitzsimons report on pollution by agricultural or forestry tractors \*\*\*I
- Sandbæk report on foodstuffs for particular nutritional uses \*\*\*III
- Manzella report on the new codecision procedure

(The sitting closed at 23.20)

Julian PRIESTLEY  
Secretary-General

José María GIL-ROBLES GIL-DELGADO  
President

Monday 3 May 1999

## ATTENDANCE REGISTER

3 May 1999

The following signed:

d'Aboville, Adam, Aelvoet, Amadeo, Anastassopoulos, d'Ancona, Andersson, Andrews, Angelilli, Añoveros Trias de Bes, Aparicio Sánchez, Argyros, Arias Cañete, Arroni, Augias, Avgerinos, Baggioni, Baldi, Balfe, Banotti, Bardong, Barón Crespo, Barros Moura, Barthet-Mayer, Barzanti, Bazin, Bébéar, Berend, Berger, Bernard-Reymond, Bernardini, Bertens, Berthu, van Bladel, Blak, Bloch von Blottnitz, Blokland, Blot, Böge, Bösch, Bonde, Boniperti, Bontempi, Boogerd-Quaak, Botz, Breyer, Brinkhorst, Brok, Bru Purón, Burenstam Linder, Cabezón Alonso, Caligaris, Camisón Asensio, Campos, Campoy Zueco, Candal, Cardona, Carlsson, Carnero González, Carniti, Carrère d'Encausse, Carozzo, Cars, Cassidy, Castagnède, Castagnetti, Castellina, Castricum, Caudron, Cederschiöld, Ceyhun, Chanterie, Chichester, Christodoulou, Coates, Coelho, Colajanni, Colino Salamanca, Collins Gerard, Collins Kenneth D., Colombo Svevo, Colom i Naval, Corbett, Cornelissen, Correia, Corrie, Costa Neves, Cot, Cox, Crampton, Crowley, Cunha, Cunningham, Cushnahan, van Dam, Damião, Dankert, Darras, Dary, Daskalaki, De Clercq, De Coene, Decourrière, De Giovanni, Delcroix, Dell'Alba, De Luca, Denys, Deprez, Desama, Dillen, Dimitrakopoulos, Di Prima, Donnay, Donnelly Brendan Patrick, Duhamel, Dupuis, Dybkjær, Ebner, Eisma, Elchlepp, Elles, Elliott, Ephremidis, Eriksson, Escolá Hernando, Escudero, Estevan Bolea, Evans, Fabra Vallés, Fabre-Aubrespy, Falconer, Fantuzzi, Farassino, Fassa, Fayot, Ferber, Féret, Fernández-Albor, Fernández Martín, Ferrer, Filippi, Fitzsimons, Florenz, Fontaine, Ford, Fourçans, Fraga Estévez, Friedrich, Frischenschlager, Frutos Gama, Funk, Gahrton, Gallagher, García Arias, García-Margallo y Marfil, Garosci, Garot, Garriga Polledo, Gasòliba i Böhm, de Gaulle, Ghilardotti, Giansily, Gil-Robles Gil-Delgado, Girão Pereira, Glante, Glase, Goedbloed, Goepel, Goerens, Görlach, Gollnisch, Gomolka, González Álvarez, González Triviño, Graefe zu Baringdorf, Graenitz, Graziani, Green, Gröner, Grosch, Grossetête, Günther, Gutiérrez Díaz, Haarder, von Habsburg, Habsburg-Lothringen, Hänsch, Hager, Hallam, Happart, Hardstaff, Harrison, Hatzidakis, Haug, Hautala, Hawlicek, Heinisch, Hendrick, Herman, Hermange, Hernandez Mollar, Herzog, Hindley, Holm, Hudghton, Hughes, Hulthén, Hume, Hyland, Ilaskivi, Ilivitzky, Iversen, Izquierdo Rojo, Jackson, Jarzembowski, Jean-Pierre, Jensen Kirsten M., Jöns, Jové Peres, Karamanou, Katiforis, Kellett-Bowman, Keppelhoff-Wiechert, Kerr, Kestelijn-Sierens, Killilea, Kindermann, Kjer Hansen, Klab, Klironomos, Koch, Kofoed, Kokkola, Konrad, Kreissl-Dörfler, Kronberger, Kuckelkorn, Kuhn, Lage, Lagendijk, Laignel, Lalumière, Lambraki, Lambrias, Lang, Lange, Langen, Lannoye, Larive, de Lassus Saint Geniès, Laurila, Le Gallou, Lehideux, Lehne, Lenz, Leperre-Verrier, Le Rachinel, Lienemann, Liese, Lindeperg, Lindholm, Lindqvist, Linkohr, Linser, Löow, Lomas, Lukas, Lulling, McCarthy, McGowan, McIntosh, McMahon, McMillan-Scott, McNally, Maes, Maij-Weggen, Malangré, Malerba, Manisco, Mann Erika, Marinucci, Martens, Martin David W., Martin Philippe-Armand, Mather, Matikainen-Kallström, Mayer, Medina Ortega, Megahy, Mégret, Mendes Bota, Méndez de Vigo, Mendiluce Pereiro, Menrad, Metten, Mezzaroma, Miller, Miranda, Miranda de Lage, Mohamed Ali, Mombaur, Moniz, Moorhouse, Moreau, Moretti, Morris, Mottola, Mouskouri, Müller, Mulder, Murphy, Muscardini, Musumeci, Mutin, Myller, Napoletano, Nassauer, Needle, Nencini, Newens, Newman, Nicholson, Nordmann, Novo, Oddy, Olsson, Oostlander, Orlando, Otila, Paasilinna, Paasio, Pack, Palacio Vallelersundi, Palm, Panagopoulos, Papakyriazis, Papayannakis, Parodi, Pasty, Peijs, Pérez Royo, Perry, Peter, Pettinari, Pex, Piecyk, Pimenta, Pirker, des Places, Plumb, Poettering, Pohjamo, Pollack, Pomés Ruiz, Pompidou, Pons Grau, Porto, Posada González, Posselt, Pradier, Provan, Puerta, van Putten, Querbes, Quisthoudt-Rowohl, Rack, Ramírez Heredia, Randzio-Plath, Rapkay, Raschhofer, Read, Reding, Redondo Jiménez, Rehder, Ribeiro, Riis-Jørgensen, Rinsche, Robles Piquer, Rosado Fernandes, de Rose, Roth-Behrendt, Rothe, Rothley, Roubatis, Rovsing, Ruffolo, Ryyänen, Sainjon, Saint-Pierre, Sakellariou, Salafranca Sánchez-Neyra, Sandbæk, Santini, Sanz Fernández, Sarlis, Scarbonchi, Schäfer, Schaffner, Schiedermeier, Schierhuber, Schifone, Schlechter, Schleicher, Schlüter, Schmidbauer, Schnellhardt, Schörling, Schröder, Schulz, Schwaiger, Seal, Secchi, Seillier, Seppänen, Sichrovsky, Simpson, Sindal, Sisó Cruellas, Sjöstedt, Skinner, Smith, Soltwedel-Schäfer, Sonneveld, Sornosa Martínez, Spaak, Spiers, Stenzel, Stevens, Stewart-Clark, Striby, Sturdy, Svensson, Swoboda, Tamino, Tannert, Tappin, Telkämper, Teverson, Theato, Theonas, Theorin, Thomas, Thors, Tillich, Tindemans, Titley, Tomlinson, Tongue, Torres Couto, Torres Marques, Trakatellis, Trizza, Truscott, Ullmann, Väyrynen, Valdivielso de Cué, Vallvé, Valverde López, Vanhecke, Van Lancker, Varela Suanzes-Carpegna, Vaz da Silva, Vecchi, van Velzen W.G., van Velzen Wim, Verde i Aldea, Verwaerde, Vinci, Virgin, Virrankoski, Voggenhuber, Waddington, Walter, Weber, Weiler, Wemheuer, White, Wibe, Wiebenga, Wieland, Wijzenbeek, Wilson, von Wogau, Wurtz, Wynn, Zimmermann

Tuesday 4 May 1999

## MINUTES OF THE SITTING OF TUESDAY 4 MAY 1999

(1999/C 279/02)

## PART I

## Proceedings of the sitting

IN THE CHAIR: Mr GIL-ROBLES GIL-DELGADO

*President**(The sitting opened at 09.05)***1. Approval of Minutes of previous sitting**

Mr Imbeni, Mr Spencer and Mr Bourlanges had informed the Chair that they had been present the previous day but that their names were not on the attendance register.

*The following spoke:*

— Mr Hory, who informed the Chair that he had been present the previous day but that his name was not on the attendance register;

— Mr Janssen van Raay who, after drawing attention to the plight of the Christian minority of the Moluccan Islands whom it was necessary to help since they were not sufficiently protected against armed gangs, repeated the remarks he had made at the beginning of the previous day's sitting (Item 3);

— Mr Wynn who, referring to Item 19 (Discharge), apologised for not having been present to introduce his report (A4-0198/99) as he had been at a meeting of the Committee on Budgets;

— Mr Tindemans, who complained that his magnetic card had been taken from his electronic voting machine;

— Mrs Theato, on the German version of Item 18;

— Mr Lehne, on the documents received (Item 8);

— Mrs Kokkola, who added to her remarks on Kosovo contained in Item 3.

The Minutes of the previous sitting were approved.

**2. Documents received**

The President had received the following texts:

*(a) from committees:**(aa) reports:*

— \*\*\*I Report on the proposal for a Council Regulation (EC) amending Regulation (EC) 2236/95 laying down general rules for the granting of Community financial aid in the field of

trans-European networks (COM(98)0172 — C4-0283/98) — 98/0101(COD) — former 98/0101(SYN)) — Committee on Budgets

Confirmation of first reading

Rapporteur: Mr Kellett-Bowman  
(A4-0260/99)

— Report on the draft interinstitutional agreement on internal inquiries carried out by the Anti-Fraud Office (COM(99)0140 — C4-0184/99) — Committee on Budgetary Control

Rapporteur: Mr Bösch  
(A4-0263/99)

— \*\*\* Recommendation on the Council draft Regulation laying down general provisions on the Structural Funds (6959/1/99/REV 1 — C4-0215/99 — 98/0090(AVC)) — Committee on Regional Policy

Rapporteurs: Mrs McCarthy and Mr Hatzidakis  
(A4-0264/99)

— \* Second Report on the proposal for a Council Directive amending Directive 77/388/EEC on the tax regime on value added tax applicable to telecommunication services (COM(97)0004 — C4-0100/97 — 97/0030(CNS)) — Committee on Economic and Monetary Affairs and Industrial Policy

Rapporteur: Mr Cox  
(A4-0266/99)

— Report on the draft statute for the Members of the European Parliament — Committee on Legal Affairs and Citizens' Rights

Rapporteur: Mr Rothley  
(A4-0267/99)

*(ab) recommendations for second reading:*

— \*\*\*II Recommendation for second reading on the common position drawn up by the Council with a view to adopting a European Parliament and Council Regulation amending Regulation (EC) 2236/95 laying down general guidelines for the granting of Community financial aid in the field of trans-European networks (12254/2/98 — C4-0006/99 — 98/0101(COD) — former 98/0101(SYN)) — Committee on Budgets

Rapporteur: Mr Kellett-Bowman  
(A4-0265/99)

*(b) a written declaration for entry in the register (Rule 48) from the following Member:*

— McNally, on the LSG Lufthansa Skychefs Industrial Dispute at Heathrow Airport, London (No 6/99).

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### 3. Action taken on Parliament's opinions and resolutions

The Commission communications on action taken on Parliament's opinions and resolutions adopted during the October II and November I 1998 part-sessions and the own-initiative resolution on partnership for integration (COM(98)0333) (B4-0981/98) had been distributed.

### 4. Decision on request for application of urgent procedure

The next item was the decision on a request for urgent procedure on the following proposal:

— Proposal for a Council Regulation amending Regulation (EC) No 1868/94 establishing a quota system for the production of potato starch (COM(99)0173 — C4-0214/99 — 99/0088(CNS)) \*

Mr Colino Salamanca, chairman of the Committee on Agriculture, and Mr Mulder spoke.

The request for urgent procedure was approved by EV (156 for, 131 against, 6 abstentions).

The item was entered on the agenda of the sitting of Friday 7 May.

The deadline for tabling amendments was set at 10.00 on Wednesday.

### 5. Topical and urgent debate (motions for resolutions tabled)

The President had received from the following Members or political groups requests for the inclusion in the debate on topical and urgent subjects of major importance of motions for resolutions pursuant to Rule 47:

— Stenzel, Flemming, Rübige, Pirker, Schierhuber, Rack, Pimenta, Poggiolini, Bloch von Blotnitz, Kreissl-Dörfler, Lannoye, Wolf, Tamino, Ahern, Gahrton, Ebner, Banotti, Breyer, Trakatellis, Schörling, Tannert, Holm, Müller, Lindholm, Florenz, Maij-Weggen, Aelvoet, Redondo Jiménez, Graziani, Secchi, Filippi, Castagnetti, Colombo Svevo, Frischenschlager, Voggenhuber and Ripa di Meana, on Temelín (B4-0457/99);

— Pompidou, on behalf of the UPE Group, on Temelín nuclear centre (B4-0458/99);

— Newens and Barros Moura, on behalf of the PSE Group, on the situation in East Timor (B4-0459/99);

— Colajanni and Swoboda, on behalf of the PSE Group, on the peace process in the Near East and the 4 May 1999 deadline (B4-0460/99);

— Swoboda, Barros Moura and Titley, on behalf of the PSE Group, on the death penalty and the establishment of a universal moratorium on capital punishment (B4-0461/99);

— Harrison, Ford and Newens, on behalf of the PSE Group, on the political misuse of trials in Malaysia (B4-0462/99);

— Berès and Vecchi, on behalf of the PSE Group, on the human rights situation in prisons in Djibouti (B4-0463/99);

— Swoboda, Graenitz and Berger, on behalf of the PSE Group, on Temelín nuclear power plant (B4-0464/99);

— Swoboda, on behalf of the PSE Group, on the trial of Mr Öcalan and the future of the Kurdish question in Turkey (B4-0465/99);

— Swoboda, Barros Moura and Titley, on behalf of the PSE Group, on ratification of the statute of the International Criminal Court (B4-0466/99);

— Maes and Dupuis, on behalf of the ARE Group, on the situation in East Timor (B4-0467/99);

— Pradier and Hory, on behalf of the ARE Group, on conditions facing political prisoners in Djibouti (B4-0468/99);

— Dupuis, Dell'Alba and Hory, on behalf of the ARE Group, on ratification of the statute of the International Criminal Court (B4-0469/99);

— Pasty, Rosado Fernandes, Girão Pereira, Cardona and Janssen van Raay, on behalf of the UPE Group, on East Timor (B4-0470/99);

— Dupuis, Dell'Alba and Hory, on behalf of the ARE Group, on the death penalty and the establishment of a universal moratorium on capital punishment (B4-0473/99);

— Miranda, Ribeiro, Novo, Sierra González, Ainardi, Svensson, Seppänen and Ephremidis, on behalf of the GUE/NGL Group, on the situation in East Timor (B4-0474/99);

— Manisco, Pailler, Alavanos, Sjöstedt, Papayannakis, Ilivitzky and Carnero González, on behalf of the GUE/NGL Group, on moratorium on the death penalty (B4-0475/99);

— Sierra González, Papayannakis, Eriksson, Seppänen and Carnero González, on behalf of the GUE/NGL Group, on Permanent International Criminal Court (B4-0476/99);

— Wurtz, on behalf of the GUE/NGL Group, on human rights in Djibouti and prison conditions for political prisoners (B4-0477/99);

— Bertens, on behalf of the ELDR Group, on the situation in East Timor (B4-0478/99);

— Bertens, on behalf of the ELDR Group, on the Middle-East peace process (B4-0479/99);

— Cars, on behalf of the ELDR Group, on the death penalty and the establishment of a universal moratorium on capital executions (B4-0480/99);

— Bertens, on behalf of the ELDR Group, on the trial of Mr Öcalan and the future of the Kurdish question in Turkey (B4-0481/99);

— Fassa, on behalf of the ELDR Group, on conditions facing political prisoners in Djibouti (B4-0482/99);



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- Cars, on behalf of the ELDR Group, on the ratification of the Statute of the International Criminal Court (B4-0483/99);
- Frischenschlager and Eisma, on behalf of the ELDR Group, on the Czech nuclear plant in Temelín (B4-0484/99);
- Pasty, on behalf of the UPE Group, on the peace process in the Middle East (B4-0486/99);
- Pasty, Andrews and Girão Pereira, on behalf of the UPE Group, on the coup d'état in the Comoros (B4-0487/99);
- Wurtz, Vinci, Alavanos, Miranda, Carnero González, Sierra González, Seppänen and Sjöstedt, on behalf of the GUE/NGL Group, on the peace process in the Near East and the closing of 'Orient House' (B4-0488/99);
- Manisco and Marset Campos, on behalf of the GUE/NGL Group, on Czech Temelín nuclear power plant (B4-0489/99);
- Vinci, Marset Campos, Ripa di Meana, Ephremidis, Alavanos, Eriksson and Miranda, on behalf of the GUE/NGL Group, on the trial of Mr Öcalan and the Kurdish question (B4-0490/99);
- Pasty and Van Bladel, on behalf of the UPE Group, on human rights in Malaysia (B4-0491/99);
- Pasty and Van Bladel, on behalf of the UPE Group, on the ratification of the Treaty establishing an International Criminal Court (B4-0492/99);
- Pasty and Van Bladel, on behalf of the UPE Group, on the trial of Mr Öcalan and the Kurdish question in Turkey (B4-0493/99);
- Cunha, Jarzembowski, Costa Neves, Coelho, Porto and Oomen-Ruijten, on behalf of the PPE Group, on East Timor (B4-0494/99);
- von Habsburg, Oostlander, Dimitrakopoulos and Oomen-Ruijten, on behalf of the PPE Group, on the Middle East peace process (B4-0495/99);
- Lenz, Soulier and Oomen-Ruijten, on behalf of the PPE Group, on a universal moratorium on the death penalty and abolition of the death penalty (B4-0496/99);
- Lehideux, on behalf of the PPE Group, on human rights in Djibouti (B4-0497/99);
- Oostlander, Habsburg-Lothringen and Cushnahan, on behalf of the PPE Group, on the International Criminal Court (B4-0498/99);
- Chichester, Estevan Bolea, Rovsing, Carlsson, W.G. van Velzen, Quisthoudt-Rowohl and Mombaur, on behalf of the PPE Group, on NPP Temelín in Czech Republic (B4-0499/99);
- Weber and Hudghton, on behalf of the ARE Group, on the Temelín nuclear power plant in the Czech Republic (B4-0500/99);
- Aglietta, Schroedter, Ullmann and Müller, on behalf of the V Group, on the ratification of the statute of the International Criminal Court (B4-0501/99);

- Aglietta and Orlando, on behalf of the V Group, on the death penalty and the establishment of a universal moratorium on capital punishment (B4-0502/99);
- Gahrton, Aelvoet, Cohn-Bendit and Tamino, on behalf of the V Group, on the peace process in the Middle East after 4 May 1999 (B4-0503/99);
- Telkämper and Aelvoet, on behalf of the V Group, on Djibouti (B4-0504/99);
- Voggenhuber, Bloch von Blottnitz, Breyer and Ahern, on behalf of the V Group, on Temelín (B4-0505/99);
- Telkämper and McKenna, on behalf of the V Group, on Malaysia (B4-0506/99);
- Corrie, on behalf of the PPE Group, on the *coup d'état* in the Comoros (B4-0507/99);
- Hory, on behalf of the ARE Group, on the coup d'état in the Comoros (B4-0508/99);
- Aelvoet, Tamino and Ceyhun, on behalf of the V Group, on the public prosecutor's call for the death penalty and the Kurdish question (B4-0509/99);
- Hautala, Telkämper and McKenna, on behalf of the V Group, on the situation in East Timor (B4-0510/99).

The President reminded Parliament that the debate on topical and urgent subjects of major importance would be held on Thursday, 6 May 1999 from 15.00 to 18.00.

## 6. Statement by the President-designate of the Commission (debate)

Mr Romano Prodi, President-designate of the Commission, made a statement pursuant to Rule 32(1).

The following spoke: Mr Verheugen, President-in-Office of the Council, Mrs Green, on behalf of the PSE Group, Mr Martens, on behalf of the PPE Group, Mr Cox, on behalf of the ELDR Group, Mr Puerta, on behalf of the GUE/NGL Group, Mr Pasty, on behalf of the UPE Group, Mrs Aelvoet, on behalf of the V Group, Mrs Lalumière, on behalf of the ARE Group, and Mr Bonde, on behalf of the I-EDN Group.

IN THE CHAIR: Mr IMBENI

*Vice-President*

The following spoke: Mrs Muscardini, Non-attached Member, Mr Colajanni, Mr Castagnetti, Mr Ripa di Meana, Mr Gallagher, Mrs Hautala, Mr Hänsch, Mr Brok, Mr Tamino, Mrs Raschofer, Mr Medina Ortega, Mr Duhamel, Mrs McNally, Mr Fayot, Mr Tsatsos, Mr Sindal, Mrs Löow, Mr Swoboda, Mr Desama, Mr Marinho, Mrs Myller, Mr Prodi and Mr Sindal who put a question to Mr Prodi, which Mr Prodi answered.

The President announced that he had received, following the statement by Mr Prodi and pursuant to Rule 32, a motion for a resolution by the Conference of Presidents on the appointment of the President of the Commission (B4-0453/99).

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(Motions for resolutions B4-0446, 0447, 0448, 0449, 0450 and 0451/99 had been withdrawn).

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 6.

IN THE CHAIR: Mr ANASTASSOPOULOS

*Vice-President*

The President drew the attention of the House to the fact that the provisions of the new Rules of Procedure adopted at the sitting of 11 March 1999 were now in force.

VOTING TIME

SEE ANNEX TO THE MINUTES FOR THE RESULTS OF ROLL-CALL VOTES

The President announced that, pursuant to Rule 52(5), the resolutions contained in the six following reports (Items 7 to 12) were deemed adopted since one tenth of the component Members of Parliament from at least three political groups had not tabled their opposition.

#### 7. Northern Dimension for the Union (Rule 52)

Report by Mrs Matikainen-Kallström, on behalf of the Committee on Foreign Affairs, Security and Defence Policy, on the communication from the Commission on 'A northern dimension for the policies of the Union' (COM(98)0589 — C4-0067/99) (A4-0209/99) (*Part II, Item 1*).

#### 8. Multilateral trade negotiations (Rule 52)

Report by Mr Smith, on behalf of the Committee on External Economic Relations, on the multilateral trade negotiations: the European Union and its partner developing countries (A4-0221/99) (*Part II, Item 2*).

#### 9. Structural Funds (Rule 52)

Rapport by Mrs Peijs, on behalf of the Committee on Regional Policy, on the 9th Annual Report on the Structural Funds 1997 (COM(98)0562 — C4-0031/99) (A4-0235/99) (*Part II, Item 3*).

#### 10. Structural interventions: Objectives 1 and 6 (1994-1999) (Rule 52)

Rapport by Mr Baggioni, on behalf of the Committee on Regional Policy, on the Commission report relating to the mid-term review of structural interventions: Objectives 1 and 6 (1994-1999) (COM(98)0782 — C4-0032/99) (A4-0217/99) (*Part II, Item 4*).

#### 11. Sustainable urban development (Rule 52)

Report by Mr Orlando, on behalf of the Committee on Regional Policy, on the Commission communication on the framework for action for sustainable urban development in the European Union (COM(98)0605 — C4-0059/99) (A4-0247/99) (*Part II, Item 5*).

#### 12. Cohesion and transport (Rule 52)

Rapport by Mr Crampton, on behalf of the Committee on Regional Policy, on the Commission communication on cohesion and transport (COM(98)0806 — C4-0058/99) (A4-0236/99) (*Part II, Item 6*).

#### 13. Legislative proposals pending (vote)

Palacio Vallelersundi report — A4-0255/99  
(*Simple majority*)

MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 7*).

#### 14. Plantations of fruit trees \* (procedure without report) (vote)

Proposal for a Council Directive amending Directive 76/625/EEC concerning the statistical surveys to be carried out by the Member States in order to determine the production potential of plantations of certain species of fruit trees (COM(99)0078 — C4-0181/99 — 99/0051(CNS))  
(*Simple majority*)

referred to  
responsible: AGRI  
opinion: ECON

PROPOSAL FOR A DIRECTIVE COM(99)0078 — C4-0181/99 — 99/0051(CNS):

Parliament approved the Commission proposal (*Part II, Item 8*).

#### 15. Residue of veterinary medicinal products in foodstuffs of animal origin \* (procedure without report) (vote)

Proposal for a Council Regulation amending Regulation (EEC) 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin (COM(99)0130 — C4-0167/99 — 99/0072(CNS))  
(*Simple majority*)

referred to  
responsible: ENVI  
opinion AGRI

PROPOSAL FOR A REGULATION COM(99)0130 — C4-0167/99 — 99/0072(CNS):

Parliament approved the Commission proposal (*Part II, Item 9*).

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**16. Community financial aid in the field of trans-European networks \*\*\*I (procedure without debate) (vote)**

Report by the Committee on Budgets on the proposal for a Council Regulation amending Council Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks (COM(98)0172 — C4-0283/98 — 98/0101(COD) — former 98/0101(SYN)) (A4-0260/99) (rapporteur: Mr Kellett-Bowman).

*Confirmation of first reading*  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 10*).

**17. Protection of workers from the risk of explosive atmospheres \*\*\*I (procedure without debate) (vote)**

Report by the Committee on Employment and Social Affairs on the proposal for a Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (COM(95)0310 — C4-0508/95 — 95/0235(COD) — former 95/0235 (SYN)) (A4-0258/99) (rapporteur: Mr Pronk).

*Confirmation of first reading*  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 11*).

**18. ESF \*\*\*I (procedure without debate) (vote)**

Report by the Committee on Employment and Social Affairs on the proposal for a European Parliament and Council Regulation on the European Social Fund (COM(98)0131 — C4-0287/98 — 98/0115(COD) — former 98/0115(SYN)) (A4-0257/99) (Rapporteur: Mrs Jöns).

*Confirmation of first reading*  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 12*).

**19. ERDF \*\*\*I (procedure without debate) (vote)**

Report by the Committee on Regional Policy on the proposal for a European Parliament and Council Regulation on the European Regional Development Fund (COM(98)0131 — C4-0286/98 — 98/0114(COD) — former 98/0114(SYN)) (A4-0256/99) (rapporteur: Mr Varela Suanzes-Carpegna).

*Confirmation of first reading*  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 13*).

**20. Charging of heavy goods vehicles \*\*\*I (procedure without debate) (vote)**

Report by the Committee on Transport and Tourism on the proposal for a European Parliament and Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (COM(96)0331 — C4-0027/97 — 96/0182(COD) — former 96/0182(SYN)) (A4-0259/99) (rapporteur: Mr Jarzembowski).

*Confirmation of first reading*  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 14*).

**21. Free movement of workers \*\*\*I (procedure without debate) (vote)**

Report by the Committee on Employment and Social Affairs:

- I. on the proposal for a European Parliament and Council Regulation amending Council Regulation (EEC) 1612/68 on free movement of workers within the Community (COM(98)0394 — C4-0575/98 — 98/0229(COD)),
  - II. on the proposal for a European Parliament and Council Directive amending Council Directive 68/360/EEC on the abolition of restrictions on movement and residence within the Community for workers of Member States and their families (COM(98)0394 — C4-0576/98 — 98/0230(COD)) and
  - III. on the proposal for a European Parliament and Council Decision establishing an Advisory Committee on freedom of movement and social security for Community workers and amending Council Regulations (EEC) 1612/68 and 1408/71 (COM(98)0394 — C4-0577/98 — 98/0231(COD)) (A4-0252/99) (rapporteur: Mrs Hermange).
- (Simple majority)

- I. PROPOSAL FOR A REGULATION COM(98)0394 — C4-0575/98 — 98/0229(COD):

*Amendments adopted:* 1 to 4 collectively; 2 by EV (300 for, 170 against, 3 abstentions); 3; 5 by EV (305 for, 171 against, 0 abstentions); 7; 9

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*Amendments rejected:* 6 by EV (228 for, 248 against, 1 abstention); 25, 26 and 33 collectively by EV (163 for, 319 against, 2 abstentions); 31; 36; 34; 35

*Amendment not put to the vote (Rule 125(1)(e)):* 8

*Separate votes:* am. 2 (PPE), 3 (PPE, UPE), 5 (PPE), 6 (UPE, PSE), 31, 9 (PSE)

Parliament approved the Commission proposal as amended by EV (322 for, 169 against, 8 abstentions) (*Part II, Item 15*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 15*).

II. PROPOSAL FOR A DIRECTIVE COM(98)0394 — C4-0576/98 — 98/0230(COD):

*Amendments adopted:* 10 and 13 collectively; 12

*Amendments rejected:* 24, 28 and 27 collectively; 29; 30 and 32 collectively.

*Amendment not put to the vote (Rule 125(1)(e)):* 11

*Separate vote:* am. 12 (PPE)

Parliament approved the Commission proposal as amended (*Part II, Item 15*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 15*).

III. PROPOSAL FOR A DECISION COM(98)0394 — C4-0577/98 — 98/0231(COD):

*Amendments adopted:* 14 to 16, 18, 19, 22 and 23 collectively; 17, 20

*Amendment cancelled:* 21 (covered by the text of am. 20)

*Separate votes:* ams. 17, 20 (PPE), 31 (PSE)

Parliament approved the Commission proposal as amended (*Part II, Item 15*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 15*).

**22. Slovenia's participation in the Community SME programme** \* (procedure without debate) (vote)

Report by the Committee on Economic and Monetary Affairs and Industrial Policy on the proposal for a Council Decision concerning the Community position within the Association Council on the participation of Slovenia in the Community programme in the field of small and medium-sized enterprises (COM(99)0072 — C4-0162/99 — 99/0054(CNS)) (A4-0203/99) (rapporteur: Mrs Carlsson). (*Simple majority*)

PROPOSAL FOR A DECISION COM(99)0072 — C4-0162/99 — 99/0054(CNS):

*Amendments adopted:* 1 to 4 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 16*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 16*).

**23. List of types of behaviour infringing the CFP** \* (procedure without debate) (vote)

Report by the Committee on Fisheries establishing a list of types of behaviour which seriously infringe the rules of the common fisheries policy (COM(99)0070 — C4-0139/99 — 99/0050(CNS)) (A4-0192/99) (rapporteur: Mr Teverson). (*Simple majority*)

PROPOSAL FOR A REGULATION COM(99)0070 — C4-0139/99 — 99/0050(CNS):

*Amendments adopted:* 1 to 3 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 17*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17*).

**24. Inter-American Tropical Tuna Commission** \* (procedure without debate) (vote)

Report by the Committee on Fisheries on the proposal for a decision authorising the Kingdom of Spain to accede to the Convention establishing the Inter-American Tropical Tuna Commission on a temporary basis (COM(99)0092 — C4-0168/99 — 99/0058(CNS)) (A4-0193/99) (rapporteur: Mrs Fraga Estévez). (*Simple majority*)

PROPOSAL FOR A DECISION:

Parliament approved the proposal for a decision (*Part II, Item 18*)

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## DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 18*).

**25. ASEM process** (procedure without debate) (vote)

Report by the Committee on Foreign Affairs, Security and Defence Policy on the Commission working document concerning perspectives and priorities for the ASEM process (SEC(97)1239 — C4-0667/97) (A4-0197/99) (rapporteur: Mr Tatarella).  
(*Simple majority*)

## MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 19*).

**26. Green Paper on radio frequencies policy** (procedure without debate) (vote)

Report by the Committee on Economic and Monetary Affairs and Industrial Policy on radio frequencies policy within the framework of Community policies on telecommunications, radio broadcasting, transport and research and development (COM(98)0596 — C4-0066/99) (A4-0202/99) (rapporteur: Mr Camisón Asensio).  
(*Simple majority*)

## MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 20*).

**27. White Paper on commerce** (procedure without debate) (vote)

Report by the Committee on Economic and Monetary Affairs and Industrial Policy on the Commission White Paper on commerce (COM(99)0006 — C4-0060/99) (A4-0241/99) (rapporteur: Mr Garosci).  
(*Simple majority*)

## MOTION FOR A RESOLUTION:

*Amendment adopted:* 3

*Amendments rejected:* 1; 2 by EV (230 for, 238 against, 32 abstentions)

Recital U was rejected by EV (188 for, 288 against, 25 abstentions) and para. 2 was also rejected.

*Separate votes:* am. 1, recital U, para. 2 (PSE)

Parliament adopted the resolution (*Part II, Item 21*).

**28. Pharmaceuticals** (procedure without debate) (vote)

Report by the Committee on Economic and Monetary Affairs and Industrial Policy on the communication from the Commission concerning the single market in pharmaceuticals (COM(98)0588 — C4-0127/99) (A4-0205/99) (rapporteur: Mrs Read).  
(*Simple majority*)

## MOTION FOR A RESOLUTION:

*Amendments rejected:* 1 to 3 collectively by EV (236 for, 245 against, 21 abstentions)

Parliament adopted the resolution (*Part II, Item 22*).

**29. Disused offshore oil and gas installations** (procedure without debate) (vote)

Report by the Committee on the Environment, Public Health and Consumer Protection on the communication from the Commission to the Council and the European Parliament on the removal and disposal of disused offshore oil and gas installations (COM(98)0049 — C4-0367/98) (A4-0200/99) (rapporteur: Mrs Grossetête).  
(*Simple majority*)

## MOTION FOR A RESOLUTION:

Parliament adopted the resolution (*Part II, Item 23*).

**30. Consumer policy (1999-2001)** (procedure without debate) (vote)

Report by the Committee on the Environment, Public Health and Consumer Protection on the communication from the Commission on the Consumer Policy Action Plan 1999-2001 (COM(98)0696 — C4-0035/99)(A4-0208/99) (rapporteur: Mr Whitehead).  
(*Simple majority*)

## MOTION FOR A RESOLUTION:

*Amendment adopted:* 1

Parliament adopted the resolution (*Part II, Item 24*).

**31. Equal opportunities for men and women (1996-2000)** (procedure without debate) (vote)

Report by the Committee on Women's Rights on the implementation of the Community action programme on equal opportunities for men and women (1996-2000) (COM(98)0770 — C4-0033/99) (A4-0194/99) (rapporteur: Mrs Gröner).  
(*Simple majority*)

## MOTION FOR A RESOLUTION:

Parliament adopted the resolution (*Part II, Item 25*).

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### 32. Sugars and other products for human consumption \* (final vote)

Lannoye report — A4-0401/97  
(Simple majority)

The vote on this report had been taken on 14 January 1998 (ams 1 to 73) and the matter had been referred back to the committee responsible for reconsideration pursuant to Rule 60(2) (OJ C 34 of 2.2.1998, p. 58).

#### I. PROPOSAL FOR A DIRECTIVE COM(95)0722 — C4-0402/96 — 96/0113(CNS) (sugar):

*Amendment adopted:* compromise am. 74

Parliament approved the Commission proposal as amended (*Part II, Item 26*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 26*).

#### II. PROPOSAL FOR A DIRECTIVE COM(95)0722 — C4-0403/96 — 96/0114(CNS) (honey):

*Amendments adopted:* compromise ams 75 and 76 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 26*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 26*).

#### III. PROPOSAL FOR A DIRECTIVE COM(95)0722 — C4-0404/96 — 96/0115(CNS) (fruit juice):

*Amendments adopted:* compromise ams. 77 to 79 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 26*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 26*).

#### IV. PROPOSAL FOR A DIRECTIVE COM(95)0722 — C4-0405/96 — 96/0116(CNS) (condensed milk):

*Amendments adopted:* compromise ams. 80 to 82 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 26*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 26*).

#### V. PROPOSAL FOR A DIRECTIVE COM(95)0722 — C4-0406/96 — 96/0118(CNS) (jams, jellies and marmalades and chestnut purée):

Parliament approved the Commission proposal (*Part II, Item 26*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 26*).

### 33. A framework action for financial services (vote)

Fayot report — A4-0175/99

(Vote postponed from 15 April 1999)  
(Simple majority)

MOTION FOR A RESOLUTION

*Amendments adopted:* 1 to 11 collectively by EV (248 for, 245 against, 4 abstentions)

Parliament adopted the resolution (*Part II, Item 27*).

### 34. Request for waiver of Mr Feret's immunity (vote)

Wijsenbeek report — A4-0210/99  
(Simple majority)

PROPOSAL FOR A DECISION

Parliament adopted the decision (*Part II, Item 28*).

### 35. Request for waiver of Mr Moniz's immunity (vote)

Palacio Vallelersundi report — A4-0262/99  
(Simple majority)

PROPOSAL FOR A DECISION

Parliament adopted the decision (*Part II, Item 29*).

### 36. Amendment of Annex V of the Rules of Procedure (vote)

Fayot report — A4-0216/99  
(Qualified majority)

TEXT OF THE RULES

*Amendments adopted:* 1, 2, 5 and 6 collectively; 4 (1st part)

*Amendments rejected:* 3 (para. 1) by EV (272 for, 211 against, 8 abstentions), 3 (para. 2) by EV (269 for, 211 against, 27 abstentions), 7, 8, 4 (2nd part) by EV (294 for, 207 against, 10 abstentions)

*Split votes:*

am. 4 (PSE):

1st part: text without the words 'within three months' (para. 4)  
2nd part: these words

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## DRAFT DECISION

Parliament adopted the decision (*Part II, Item 30*).

The President announced that the new provisions took effect immediately.

Mr Herman spoke on the conduct of the vote.

### 37. Reduction of VAT on labour-intensive services \* (vote)

Thyssen report — A4-0207/99  
(*Simple majority*)

PROPOSAL FOR A DIRECTIVE COM(99)0062 — C4-0169/99 — 99/0056(CNS):

*Amendments adopted:* 1 to 3 and 5 to 7 collectively; 4 by RCV (I-EDN); 8 and 9 collectively by EV (270 for, 225 against, 10 abstentions)

Parliament approved the Commission proposal as amended (*Part II, Item 31*).

## DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 31*).

### 38. General economic policy guidelines — European Employment Pact (vote)

Fourçans — A4-0222/99 and Menrad — A4-0239/99 reports  
(*Simple majority*)

(a) A4-0222/99

## MOTION FOR A RESOLUTION

*Amendments rejected:* 6; 1 and 2 collectively; 8; 3; 7; 4; 9; 5

Parliament adopted the resolution (*Part II, Item 32(a)*).

(b) A4-0239/99

## MOTION FOR A RESOLUTION

*Amendments adopted:* 1 and 5; 2 and 6; 3 and 4 collectively

*Amendments rejected:* 8 and 9 collectively by EV (233 for, 258 against, 11 abstentions); 10, 12 and 11 collectively by EV (192 for, 305 against, 13 abstentions)

*Amendment cancelled:* 7

Parliament adopted the resolution (*Part II, Item 32(b)*).

### 39. Discharge (vote)

Elles — A4-0196/99, Brinkhorst — A4-0201/99, Fabra Vallés — A4-0199/99, Wynn — A4-0198/99, Blak — A4-0132/99 and Kellett-Bowman — A4-0163/99 reports  
(*Simple majority*)

(a) A4-0196/99

## MOTION FOR A RESOLUTION

*Amendment adopted:* 1 by EV (295 for, 220 against, 1 abstention)

*Amendments rejected:* 4 by RCV (PPE); 2 by RCV (V); 3 by RCV (V)

Para. 1 (1st part) was adopted by EV (355 for, 161 against, 3 abstentions), (2nd part) by EV (290 for, 224 against, 4 abstentions) and (3rd part) by EV (303 for, 210 against, 1 abstention) and para. 4 (2nd part) was adopted by EV (314 for, 197 against, 1 abstention)

*The following spoke during the vote:*

— the rapporteur on am. 4

— Mr Fabre-Aubrespy who challenged the admissibility of am. 4 (the President replied that the matter would be checked but that in any case the amendment had been rejected).

*Split votes:*

para. 1 (PSE):

1st part: text without the words 'definitive' and 'which are annexed'

2nd part: the word 'definitive'

3rd part: the words 'which are annexed'

para. 4 (PSE):

1st part: text without the words 'together with its annex'

2nd part: these words

Parliament adopted the resolution (*Part II, Item 33(a)*).

(b) A4-0201/99

## MOTION FOR A RESOLUTION

*Amendments rejected:* 1; 2 by RCV (V); 3 by RCV (V); 4 to 6 collectively; 7 by RCV (V)

*Amendments withdrawn:* 8, 9

Parliament adopted the resolution (*Part II, Item 33(b)*).

(c) A4-0199/99

#### I. PROPOSAL FOR A DECISION (*European Parliament and Ombudsman*)

*Amendment adopted:* 1, amended orally, by RCV (PPE)

*Amendments rejected:* 2 by RCV (V); 3 by RCV (V); 4 to 6 collectively; 7 by RCV (V); 8; 9 by RCV (V)

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*The following spoke during the vote:*

— Mr Fabra Vallés, rapporteur, proposed an oral amendment to am. 1 so that the second sentence would begin as follows: 'Calls on the Council and Commission to play their roles fully so that ...'.

The President established that there was no opposition to voting on this oral amendment.

Parliament adopted the decision (*Part II, Item 33(c)*).

II. PROPOSAL FOR A DECISION (*Court of Justice, Court of Auditors, Committee of the Regions*)

Parliament adopted the decision (*Part II, Item 33(c)*).

III. MOTION FOR A RESOLUTION (*Economic and Social Committee*)

Parliament adopted the resolution (*Part II, Item 33(c)*).

(d) A4-0198/99

I. PROPOSAL FOR A DECISION (*6th EDF*)

Parliament adopted the decision (*Part II, Item 33(d)*).

II. PROPOSAL FOR A DECISION (*7th EDF*)

Parliament adopted the decision (*Part II, Item 33(d)*).

III. MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 33(d)*).

(e) A4-0132/99

I. PROPOSAL FOR A DECISION

Parliament adopted the decision (*Part II, Item 33(e)*).

II. MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 33(e)*).

(f) A4-0163/99

I. PROPOSAL FOR A DECISION (*Dublin Foundation*)

Parliament adopted the decision (*Part II, Item 33(f)*).

II. PROPOSAL FOR A DECISION (*CEDEFOP*)

Parliament adopted the decision (*Part II, Item 33(f)*).

\* \* \*

*Explanations of vote were made by the following Members:*

Residue of veterinary medicinal products (procedure without report)

— *in writing:* Kirsten M. Jensen, Blak, Sindal, Iversen

Hermange report — A4-0252/99

— *in writing:* Buffetaut, on behalf of the I-EDN Group

Teverson report — A4-0192/99

— *in writing:* Souchet, on behalf of the I-EDN Group

Tatarella report — A4-0197/99

— *in writing:* Palm

Read report — A4-0205/99

— *in writing:* Heinisch

Whitehead report — A4-0208/99

— *in writing:* Souchet, on behalf of the I-EDN Group

Gröner report — A4-0194/99

— *in writing:* Seillier, on behalf of the I-EDN Group

Lannoye report — A4-0401/97

— *orally:* Lulling

— *in writing:* Cars; Thors, Ryyänen; Andersson, Hulthén, Lööw, Palm, Sandberg-Fries, Theorin, Wibe

Wijsenbeek report — A4-0210/99

— *in writing:* Féret

Fayot report — A4-0216/99

— *orally:* Fabre-Aubrespy, on behalf of the I-EDN Group

Thyssen report — A4-0207/99

— *in writing:* Souchet, on behalf of the I-EDN Group; Lukas

Fourçans report — A4-0222/99

— *orally:* Berthu, on behalf of the I-EDN Group

— *in writing:* Souchet; Caudron; Svensson, Eriksson, Sjöstedt; David W. Martin; Mendes Bota

Menrad report — A4-0239/99

— *orally:* Wolf, on behalf of the V Group

— *in writing:* Crowley; Theonas; David W. Martin; Kirsten M. Jensen, Blak, Sindal, Iversen; Skinner; Andersson, Hulthén, Sandberg-Fries, Theorin

Elles report — A4-0196/99

— *orally:* Dell'Alba, on behalf of the ARE Group; Fabre-Aubrespy, on behalf of the I-EDN Group

— *in writing:* Deprez; Lukas

Brinkhorst report — A4-0201/99

— *orally:* Fabre-Aubrespy, on behalf of the I-EDN Group

— *in writing:* Deprez

Fabra Vallés report — A4-0199/99

— *orally:* Fabre-Aubrespy, on behalf of the I-EDN Group

— *in writing:* Deprez; Lukas

Kellett-Bowmann report — A4-0163/99

— *in writing:* Deprez

\* \* \*



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*Corrections to votes*

Thyssen report — A4-0207/99

- am. 4  
Intended to vote for: Parodi  
Intended to vote against: Provan, McKenna

Elles report — A4-0196/99

- am. 4  
Intended to vote against: Souchet, Seillier

*END OF VOTING TIME***40. Agenda**

The President announced that the Legal Affairs Committee had decided at its meeting the previous day to apply procedure without report to the proposal for a Council Regulation amending Regulation (EC, Euratom, ECSC) 259/68 laying down the Staff Regulations of Officials of the European Communities and the conditions of employment of Other Servants of the Communities (COM(99)0102 — C4-0159/99 — 0065/99(CNS)).

This proposal for a Regulation would be put to the vote on Friday, pursuant to the procedure without report, and the deadline for tabling amendments was set at 12.00 on Wednesday.

*(The sitting was suspended at 13.30 and resumed at 15.05)*

IN THE CHAIR: Mr Gerard COLLINS  
*Vice-President*

**41. Situation in Kosovo** (statements followed by debate)

Mr Fischer, President-in-Office of the Council, and Mr Van den Broek, Member of the Commission, made statements on the situation in Kosovo.

The following spoke: Mr Morris (the President cut him off as he considered that his remarks did not concern the subject in question), Mr Swoboda, on behalf of the PSE Group, Mr Trakatellis (the President cut him off for the same reason as previously given), Mrs Pack, on behalf of the PPE Group, Mr Cars, on behalf of the ELDR Group, Mr Wurtz, on behalf of the GUE/NGL Group, Mrs Van Bladel, on behalf of the UPE Group, Mr Cohn-Bendit, on behalf of the V Group, Mr Dupuis, on behalf of the ARE Group, Mr Souchet, on behalf of the I-EDN Group, Mr Gollnisch, Non-attached Member, Mr Titley, Mr Oostlander, Mr Theonas, Mr Gahrton, Mr Schifone, Mr Wiersma, Mr Graziani, Mr Novo, Mr Imbeni, Mr von Habsburg, Mr Papayannakis, Mrs Theorin and Mrs Lenz.

IN THE CHAIR: Mr MARINHO  
*Vice-President*

The following spoke: Mr Rocard, Mrs Gröner, Mrs d'Ancona, Mrs Bonino, Member of the Commission, and Mr Fischer.

The President announced that he had received motions for resolutions from the following Members, pursuant to Rule 37(2):

- Pack, Oostlander and von Habsburg, on behalf of the PPE Group, on Kosovo (B4-0443/99);
- Swoboda, Wiersma, Titley, Imbeni and Barón Crespo, on behalf of the PSE Group, on the situation in Kosovo (B4-0444/99);
- Pasty, on behalf of the UPE Group, on the situation in Kosovo (B4-0445/99);
- Cars, on behalf of the ELDR Group, on the situation in Kosovo and in the Federal Republic of Yugoslavia (B4-0454/99);
- Puerta, Wurtz, Vinci, Ripa di Meana, Maset Campos, Papayannakis, Castellina, Manisco, Ilivitzky and Eriksson, on behalf of the GUE/NGL Group, on the situation in Kosovo (B4-0471/99);
- Aelvoet, Cohn-Bendit and Gahrton, on behalf of the V Group, on the situation in Kosovo and in South-East Europe (B4-0472/99);
- Dupuis and Dell'Alba, on behalf of the ARE Group, on the situation in Kosovo (B4-0485/99).

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 28.

**42. European Union's role in the world — Common strategy towards Russia** (debate)

The next item was the debate on two reports, drawn up on behalf of the Committee on Foreign Affairs, Security and Defence Policy, and a Council statement.

Mr Spencer introduced his reports on:

- the European Union's role in the world: implementation of the common foreign and security policy in 1998 (A4-0242/99)
- a proposal for a recommendation from Parliament to the Council on a common strategy towards Russia (A4-0219/99).

Mr Fischer, President-in-Office of the Council, made a statement pursuant to Rule 90b(1) on the appointment of the High Representative for the common foreign and security policy.

The following spoke: Mr Titley, on behalf of the PSE Group, Mr Dimitrakopoulos, on behalf of the PPE Group, Mr Bertens, on behalf of the ELDR Group, Mr Seppänen, on behalf of the GUE/NGL Group, Mrs Schroedter, on behalf of the V Group, and Mr Dupuis, on behalf of the ARE Group.

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IN THE CHAIR: Mr VERDE I ALDEA

*Vice-President*

The following spoke: Mr Swoboda, Mr Lambrias, Mr Väyrynen, Mr Posada González, Mrs Krehl, Mr Lehne, Mr von Habsburg, Mr Truscott, Mr Sindal, Mr Paasilinna, Mr Barón Crespo, Mr Van den Broek, Member of the Commission, Mr Spencer, rapporteur, and Mr Truscott.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 18.

### 43. Statute for Members of the European Parliament (debate)

Mr Rothley introduced his report, drawn up on behalf of the Committee on Legal Affairs and Citizens' Rights, on the Draft Statute for Members of the European Parliament (A4-0267/99).

The following spoke: Mr Medina Ortega, on behalf of the PSE Group, Mrs Palacio Vallelersundi, on behalf of the PPE Group, Mrs Thors, on behalf of the ELDR Group, Mrs Sierra González, on behalf of the GUE/NGL Group, Mr Legendijk, on behalf of the V Group, Mr Dell'Alba, on behalf of the ARE Group, Mr Bonde, on behalf of the I-EDN Group, Mr Vanhecke, Non-attached Member, Mr Barzanti, Mr Lehne, Mr Haarder, Mr Ribeiro, Mr Van Dam, Mrs Gebhardt, Mr Wijzenbeek, Mr De Coene, Mrs Myller and Mr Oreja, Member of the Commission.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 7.

*(The sitting was suspended at 19.00 and resumed at 20.00.)*

IN THE CHAIR: Mrs HOFF

*Vice-President*

### 44. Announcement by the President

The President announced that, with regard to the votes which had been taken that morning and by which the European Parliament had confirmed its opinions given on Commission proposals subject to a change in procedure following the entry into force of the Amsterdam Treaty, the Council had informed the President that the following common positions which it had adopted concerning these proposals remained as they had been adopted:

- Agenda 2000: European Social Fund (ESF) (98/0115(SYN));
- Agenda 2000: trans-European networks, rules for granting financial support (amending Regulation 2236/95 (EC) (98/0101(SYN));
- Agenda 2000: European Regional Development Fund (ERDF) (98/0114(SYN));
- Protection of health and security and of workers — Risk of explosive atmospheres (95/0235(SYN));
- Charging of heavy goods vehicles (96/0182(SYN)).

### 45. Budget estimates for the European Parliament and the Ombudsman for 2000 (debate)

Mrs Müller introduced her report, drawn up on behalf of the Committee on Budgets, on the estimates of income and expenditure for the European Parliament and estimates of income and expenditure for the European Ombudsman for 2000 (A4-0227/99).

The following spoke: Mr Wynn, on behalf of the PSE Group, Mr Fabra Vallés, on behalf of the PPE Group, Mr Virrankoski, on behalf of the ELDR Group, Mr Samland, chairman of the Committee on Budgets, and Mrs Laurila.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 19.

### 46. Presentation by the Commission of preliminary draft general budget for the 2000 financial year

Mr Liikanen, Member of the Commission, presented the preliminary draft general budget for the financial year 2000.

The following spoke: Mr Bourlanges, on behalf of the PPE Group, and Mr Samland, chairman of the Committee on Budgets.

The President closed the item.

### 47. Charging of heavy goods vehicles \*\*\*II (debate)

After announcing that he would be asking for his recommendation to be taken off the agenda as he was convinced the incorrect procedure had been followed, Mr Jarzembowski introduced his recommendation for second reading, drawn up on behalf of the Committee on Transport and Tourism, on the common position adopted by the Council in view of the adoption of the Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (13651/3/98 — C4-0037/99 — 96/0182(COD), former 96/0182(SYN)) (A4-0245/99).

The following spoke: Mr Swoboda, on behalf of the PSE Group, Mr Sindal, Mr Kinnock, Member of the Commission, and Mr Jarzembowski, rapporteur.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 13.

### 48. Distance marketing of financial services \*\*\*I (debate)

Mrs Oomen-Ruijten introduced her report, drawn up on behalf of the Committee on the Environment, Public Health and Consumer Protection, on the proposal for a European Parliament and Council Directive concerning the distance marketing of consumer financial services and amending Council Directives 90/619/EEC, 97/7/EC and 98/27/EC (COM(98)0468 — C4-0647/98 — 98/0245(COD)) (A4-0190/99).

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IN THE CHAIR: Mr David W. MARTIN  
*Vice-President*

The following spoke: Mrs Berger, draftsman of the opinion of the Legal Affairs Committee, Mrs Kestelijn-Sierens, draftsman of the opinion of the Economic Affairs Committee, Mr Whitehead, on behalf of the PSE Group, Mrs Carlsson, on behalf of the PPE Group, Mr Hyland, on behalf of the UPE Group, Mr Blokland, on behalf of the I-EDN Group, Mr Bru Purón, Mrs Palacio Vallelersundi and Mrs Bonino, Member of the Commission.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 14.

#### **49. Sale of consumer goods and associated guarantees \*\*\*III (debate)**

Mrs Kuhn introduced her report, drawn up on behalf of Parliament's delegation to the Conciliation Committee, on the joint text approved by the Conciliation Committee for a European Parliament and Council Directive on the sale of consumer goods and associated guarantees (3604/99 — C4-0171/99 — 96/0161(COD)) (A4-0224/99).

The following spoke: Mr Whitehead, on behalf of the PSE Group, Mr Fitzsimons, on behalf of the UPE Group, and Mrs Bonino, Member of the Commission.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 11.

#### **50. Civil protection \* (debate)**

Mrs González Álvarez introduced her report, drawn up on behalf of the Committee on the Environment, Public Health and Consumer Protection, on the proposal for a Council Decision establishing a Community action programme in the field of civil protection (COM(98)0768 — C4-0072/99 — 98/0354(CNS)) (A4-0124/99).

Mrs Bjerregaard, Member of the Commission, spoke.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 16.

#### **51. Pollution by agricultural or forestry tractors \*\*\*I (debate)**

Mr Fitzsimons introduced his report, drawn up on behalf of the Committee on the Environment, Public Health and Consumer Protection, on the proposal for a European Parliament and Council Directive on action to be taken against the emission of gaseous and particulate pollutants by engines intended to power agricultural or forestry tractors and amending Council Directive 74/150/EEC (COM(98)0472 — C4-0512/98 — 98/0247(COD)) (A4-0128/99).

The following spoke: Mrs Schleicher, on behalf of the PPE Group, and Mr Bangemann, Member of the Commission.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 15.

#### **52. Foodstuffs for particular nutritional use \*\*\*III (debate)**

Mrs Sandbæk introduced her report, drawn up on behalf of Parliament's delegation to the Conciliation Committee, on the joint text approved by the Conciliation Committee for a European Parliament and Council Directive on the approximation of the laws of the Member States relating to foodstuffs intended for particular nutritional use (3607/99 — C4-0154/99 — 94/0076(COD)) (A4-0225/99).

The following spoke: Mr Liese, on behalf of the PPE Group, Mrs Breyer, on behalf of the V Group, and Mr Bangemann, Member of the Commission.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 12.

#### **53. New codecision procedure (debate)**

Mr Corbett, deputising for the rapporteur, introduced the report drawn up by Mr Manzella on behalf of the Committee on Institutional Affairs on the joint declaration on practical arrangements for the new codecision procedure (Article 251 of the EC Treaty) (C4-0152/99) (A4-0206/99).

The following spoke: Mr Frischenschlager, on behalf of the ELDR Group, and Mr Oreja, Member of the Commission.

The President closed the debate.

Vote: Minutes of 5.5.1999, Part I, Item 20.

#### **54. Agenda for next sitting**

The President announced the following agenda for the sitting of Wednesday 5 May 1999:

09.00 — 12.00, 15.00 — 17.30 and 21.00 — 24.00:

- end of fourth parliamentary term (statement by the President)
- joint debate on Council and Commission statements on Cologne European Council and two oral questions on institutional reform
- joint debate on Agenda 2000 \*/\*\*\*II/\*\*\*

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- Aglietta report on the Commission's implementing powers \* 12.00:
  - voting time
- Jöns report on fixed-term work
- Pronk recommendation for 2nd reading on protection of workers \*\*\*II 17.30 – 19.00:
  - Question Time (Council)
- Miranda de Lage recommendation on an EC/Mexico partnership agreement \*\*\* (The sitting closed at 22.45)

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Julian PRIESTLEY  
*Secretary-General*

José María GIL-ROBLES GIL-DELGADO  
*President*

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## PART II

**Texts adopted by the European Parliament****1. Northern Dimension for the Union (Rule 52)****A4-0209/99****Resolution on the Communication from the Commission – A Northern Dimension for the policies of the Union (COM(98)0589 – C4-0067/99)***The European Parliament,*

- having regard to the Commission communication (COM(98)0589 – C4-0067/99),
  - having regard to its resolution of 12 June 1997 on the Commission communication on the Baltic Sea Region Initiative (SEC(96)0608 – C4-0362/96) <sup>(1)</sup>,
  - having regard to its resolution of 2 April 1998 on the Commission communication on the future of relations between the European Union and Russia and the action plan on the European Union and Russia: the future relationship (COM(95)0223 – C4-0217/95 – 6440/96 – C4-0415/96 <sup>(2)</sup>),
  - having regard to its resolution of 9 March 1999 on a new strategy for agriculture in Arctic areas <sup>(3)</sup>,
  - having regard to the new provisions on coherent external action by the Union in the Amsterdam Treaty,
  - having regard to the Presidency conclusions from the European Councils in Luxembourg in 1997 and Cardiff and Vienna in 1998,
  - having regard to the opinion of the Committee of the Regions of 12-13 June 1996 on the Northern Dimension of the European Union and Cross-Border Cooperation between the European Union and the Russian Federation and in the Barents Region <sup>(4)</sup>,
  - having delegated the power of decision, pursuant to Rule 52 of its Rules of Procedure, to the Committee on Foreign Affairs, Security and Defence Policy,
  - having regard to the report of the Committee on Foreign Affairs, Security and Defence Policy and the opinions of the Committee on Regional Policy and the Committee on Agriculture and Rural Development(A4-0209/99),
- A. whereas there are sectors of significant unexploited potential in northern Europe located in areas bordering the European Union,
- B. whereas the northern part of Europe has certain specific characteristics including partly, except for metropolitan and other urban and surrounding areas, very low population density,
- C. whereas it should be noted that the Northern Dimension includes countries and regions not belonging to the European Union: EEA members Iceland and Norway, NAFTA members Canada and the United States, and also Russia, especially its north-western regions, including the Leningrad oblast as well as Siberia,
- D. whereas there are certain urgent problems in northern Europe which must be addressed urgently by the European Union as a whole,

<sup>(1)</sup> OJ C 200, 30.6.1997, p. 166.

<sup>(2)</sup> OJ C 138, 4.5.1998, p. 166.

<sup>(3)</sup> Minutes of that sitting, Part II, Item 2.

<sup>(4)</sup> OJ C 337, 11.11.1996, p. 7.

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- E. whereas the European Union already tackles many of these issues through the Council of Baltic Sea States (CBSS),
- F. whereas it is important for the European Union to develop a common approach bringing together its activities in the various regional fora, notably the CBSS, the Barents Euro Arctic Council and the Arctic Council, and to actively foster cooperation with northern countries — Norway, Iceland, and Russia — which have not applied to join the EU,
- G. whereas the Northern Dimension is an essential part of the European Union's policy towards Russia,
1. Welcomes the initiative relating to the Northern Dimension of the Union's policies from the Baltic to the Atlantic, the Arctic Ocean and the Barents Sea; considers it important to safeguard peace and stability in Europe, promote democracy and improve human rights; believes that cross-border cooperation assists sustainable development and social and economic cohesion in northern Europe by reducing economic disparities between regions and considers that in order to strengthen democracy it is essential to support administrative development and the participation of national organisations in cooperation projects;
  2. Urges the Commission to make all the requisite measures compatible with existing instruments and policies in an effective manner so that the long-term objectives of the Northern Dimension are attained; urges the Commission to participate in the work of the Arctic Council;
  3. Calls on the Commission to take up, within the framework of the Council of the Baltic Sea States, some of the numerous concrete proposals on development of the legislative environment made by the 16 business leaders from 11 countries who met in Stockholm in January 1998;
  4. Considers that the special conditions in the northern regions should be taken into account in developing the EU's policies in connection with the reform of the Structural Funds and the preparations for enlargement; is gratified that the Interreg Community initiative is to be enhanced in the next programming period; considers it important that inter-regional and cross-border cooperation is a priority in the programmes; considers that new forms of cooperation, such as the use of the Euregio model, should be promoted;
  5. Calls on the Commission to update, as necessary, relevant Accession Partnerships to take the Northern Dimension into account;
  6. Considers that environmental problems in the Baltic are increasingly coming under the spotlight as progress is made towards enlargement of the EU; considers it important that the environmental dimension should be stressed more than at present in the Interreg, PHARE and TACIS programmes; considers that these programmes could be used to enhance the Baltic programme included in the budget for 1999;
  7. Considers it important to note that within the area of the Northern Dimension there are several important indigenous minorities, among them the Inuit and Sami peoples, as well as many autonomous entities;
  8. Calls on the Commission to promote, under the Fifth Framework Programme, research studies with relevance to the Northern Dimension on the environment and health, sustainable forestry and a sustainable forest industry, climate change and biodiversity, marine research, utilisation of remote sensing methods, telematic applications for sparsely populated areas, nuclear safety and cleaner energy generation;
  9. Considers that initial actions under the Northern Dimension can be funded through existing EU budget lines;
  10. Considers that the Northern Dimension will make it possible to use the EU's existing aid funds more efficiently; believes that inter-regional and cross-border cooperation should be coordinated more effectively and that clear guidelines should be laid down for cooperation and a single common fund established, within which Interreg, PHARE, TACIS and their CBC components would operate; stresses that reconciliation of the Interreg, PHARE and TACIS programmes must continue as part of inter-regional and cross-border cooperation and that those programmes should be used to promote expansion in cooperation between neighbouring towns separated by a border;

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11. Considers that the administration of the TACIS programme should be developed and simplified and that resources should be allocated in such a way as to take account of the regions' special needs; considers that power of decision should be transferred to the regions;
12. Calls on the Commission to continue funding the project for the processing and disposal of intermediate-level and low-level nuclear wastes in the Kola Peninsula;
13. Calls on the Commission to continue supporting financially and technically the decommissioning of the Ignalina nuclear power station in Lithuania and to investigate the possibility of decommissioning the Sosnovvi Bor nuclear power station in Russia;
14. Calls for the provision of aid for the removal of abandoned military installations, such as Paldiski nuclear submarine base in Estonia, and the rehabilitation of the land thereby released;
15. Calls on the Commission to devise a comprehensive plan to fight organised crime in this area in time for the Tampere Summit in October 1999;
16. Stresses the need for Europol to play an active role, involving the CBSS where possible, in ensuring cooperation between all the northern European countries in the fight against organised crime;
17. Calls for the development of cooperation with the authorities of Russia and other Baltic Sea Region States on matters falling within the scope of the third pillar (especially drug trafficking and money laundering);
18. Considers it vital to begin implementing the recommendations of the CBSS task force on organised crime and money laundering;
19. Regrets the fact that legal proceedings are being taken in Russia against Alexander Nikitin for providing information about environmental dangers, and trusts that he will be fully exonerated in the very near future;
20. Stresses the important role to be played by the NGOs active in promoting stability in the region;
21. Considers it important the EU should be able to meet the growing need for energy by supporting an extension to the Baltic of the Nordic electricity grid as well as pressing for the implementation of the recommendations of the feasibility studies for the Nordic Gas Grid and the North European Gas Pipeline, at the same time taking account of the uncertainty concerning foreign investment in Russian pipeline projects and the ecological dangers in connection with gas and oil exploration in Siberia;
22. Draws special attention to the development of transport and telecommunications infrastructure in the region: improvement of passenger and freight transport links as part of trans-European transport networks, development of rail connections, port facilities and airports, especially in the Murmansk, Archangel and the Baltic areas; takes the view that major trans-European network projects should receive funding from international financial institutions and should be submitted for public consultation;
23. Calls in this context, and taking into account the many remaining obstacles to trade between the EU and Russia, for negotiations with Russia regarding the sometimes inexplicable and immense problems of customs duties and border crossings;
24. Calls on the Commission to press for the implementation of the recommendations of the feasibility studies for the Nordic Gas Grid and the North European Gas Pipeline;
25. Considers it important that TACIS funding should be allocated to North-Western Russia and to regions adjoining the European Union; recommends that social and health issues should become a new priority for the TACIS programme; considers that funding for the CBC component of TACIS should be increased and that the programme should be used more than at present to fund investment, including in data communications;

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26. Underlines that financing for the priority areas of the Northern Dimension should involve private sector investments as well as international financial institutions (IBRD, EIB, EBRD and the Nordic Investment Bank) and that in order to increase the multiplier effect of the EU's technical assistance, EU funds should be increasingly earmarked for long-term investment-related projects and feasibility studies;
27. Urges the Commission, as a short-term goal, to ensure that humanitarian aid reaches the people of North-Western Russia and, in the longer term, to help Russia to reconstruct its health care system, with an emphasis on preventing the spread of communicable diseases;
28. Underlines that Arctic research should be supported also through relevant EU programmes in close collaboration with the relevant North American universities and institutions;
29. Maintains that, in accordance with the decision taken at the Vienna European Council, the Northern Dimension should be included within the scope of Union internal policy for the purposes of any decision-making connected with the Union's internal development;
30. Underlines the importance of the Commission's Inter-Service Task Force for the Northern Dimension to start operating as soon as possible, under the direction of a single Commissioner and for it to be endowed with adequate resources for it to fulfill its role of coordination and management;
31. Underlines that in order to increase transparency and allow for closer coordination, a calendar of ND-relevant events should be established;
32. Urges the Commission to support the existing cooperation partnerships, networks or fora like for example the Council of Baltic Sea States (CBSS) and the Barents Euro-Arctic Council (BEAC) so as to promote common local and regional sustainable development strategies; considers that the Member States' existing bilateral agreements in the Baltic and the Barents regions should be coordinated, and close cooperation among national, local and regional bodies and institutions of the same regions should be strengthened;
33. Calls on the Council and Commission to make careful preparations for the conference on the Northern Dimension to be held in November; considers it important that the above conference should pave the way for a subsequent 'Northern Summit', to be attended by all countries encompassed within the Northern Dimension, including Canada and the United States;
34. Instructs its President to forward this resolution to the Commission and Council and to the governments and parliaments of Estonia, Latvia, Lithuania, Poland, Russia, Norway, Iceland, Canada and the United States.

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## 2. Multilateral trade negotiations (Rule 52)

A4-0221/99

### **Resolution on multilateral commercial relations: the European Union and the developing partner countries of the European Union**

*The European Parliament,*

- having regard to Rule 148 of its Rules of Procedure,
- having delegated the power of decision, pursuant to Rule 52 of its Rules of Procedure, to the Committee on External Economic Relations,
- having regard to the report by the Committee on External Economic Relations and the opinion of the Committee on Economic and Monetary Affairs and Industrial Policy (A4-0221/99),



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- A. noting the WTO Ministerial Declaration of 20 May 1998 which sets the framework for preparations in determining the agenda for the new multilateral negotiations,
  - B. aware that the benefits and costs of multilateral trade liberalisation under the Uruguay round have been unevenly spread between industrialised and developing countries and that this imbalance needs to be redressed in favour of developing countries,
  - C. welcoming the initiatives taken in follow-up to the WTO High-Level Meeting on LDCs in October 1997, in particular the efforts under the integrated framework for trade-related technical assistance for Least Developed Countries,
  - D. welcoming efforts towards a WTO accelerated accession initiative, which could enable many small developing and least developed countries, through speedy and simplified procedures, to become members of the WTO before the end of 1999,
  - E. recognising that even though developing countries make up 4/5 of WTO membership their interests are varied, as is their ability to engage themselves fully in comprehensive and concurrent multilateral WTO negotiations,
  - F. concerned at the proliferation of challenges and legal rulings under the WTO Dispute Settlement Mechanism which put an increased burden on developing countries and has almost eliminated incentives to settle disputes through conciliation,
1. Considers that the new multi-lateral negotiations provide the opportunity to ensure a more sustainable path for trade liberalisation, in the long-term interest of both developed and developing countries and in view of an increasingly interdependent global economy;
  2. Calls on the EU and its developing partners to cooperate on the 'Agenda for Action' identified at the EP/WTO Round Table (18 February 1999), which is outlined in this resolution;
  3. Stresses that the outcome of the WTO high level Symposia on 'Trade and Environment' and 'Trade and Development' (Geneva, 15-18 March 1999) strongly underlines the importance of this 'Agenda for Action' and its proposals as contained in this resolution;
  4. Calls on the EU to ensure the necessary coherence between its development priorities and its trade liberalisation strategies in regional and multi-lateral trade negotiations, in particular, through ensuring that inter-regional liberalisation between the EU and developing countries should not disrupt regional and multi-lateral trade liberalisation efforts amongst developing countries;
  5. Considers this an area for concern in the current EU/ACP negotiations on proposals for establishment of REPAs with the ACP countries;
  6. Calls in this regard on the EU to back its promises to the ACP — on flexibility in regional arrangements under Article XXIV (on transition periods and substantially all trade) — with a commitment to guarantee this flexibility as part of a review of the application of Special and Differential Provisions in relation to Article XXIV;
  7. Calls on the Council and Commission to use the first summit of Heads of State and Government of the European Union, Latin America and the Caribbean, to be held in Rio in June 1999, as an opportunity to secure an agreement to encourage the development of trade relations between these regions with a view to achieving greater liberalisation and establishing a free trade area; calls on the Council and Commission to speed up the negotiations under way with Mexico, as well as those with Mercosur and Chile so that they can be completed by 31 December 1999;
  8. Recalls that the right to Special and Differential treatment for developing countries is an integral part of WTO agreements and that a review of their applications should be seen as a necessary preamble to the new multilateral negotiations;
  9. Fully support proposals for a review of the SDP aimed at improving and operationalising their application in various WTO agreements in particular the agreements on Trade related investment measures, trade related intellectual property rights, Anti-dumping and anti-subsidy measures, subsidies and countervailing measures, balance of payments, sanitary and phyto-sanitary measures, technical barriers to trade, GATS, Agriculture, Textiles and Clothing and the Dispute Settlement Understanding;

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10. Stresses that this review should include an examination of derogations, transition periods and thresholds under the various agreements in line with the reality of on the ground implementation in developing countries and should lead to the establishment of a mechanism which effectively relates criteria for implementation of commitments under various agreements to differential levels of development and the qualitative progress in social and economic development in individual developing countries;
11. Calls for such a review to the benefit of developing countries to be linked to a commitment, on their part, to respect for core ILO labour standards;
12. Supports proposals to convert Special and Differentiated treatment Provisions into obligations with a legally binding nature, which will help to ensure that panel rulings take better account of social and economic repercussions in developing countries;
13. Calls — as part of the review of SDP — for the simplification and relaxation of GSP rules of origin, in line with the Lome rules of origin which are far less restrictive, this would improve market access for developing countries significantly;
14. Strongly supports proposals aimed at reducing the complexity of the WTO system for LDCs, such as the streamlining of WTO notification requirements and the establishment of a legal unit for case specific assistance for LDCs, providing that the impartiality of the legal unit can be guaranteed;
15. Stresses that addressing the concerns on implementation in relation to the Special and Differential Provisions would create a solid platform for all WTO members to move forward in new and comprehensive multi-lateral negotiations on new disciplines, which should include: Agreements on investment; competition policy; transparency in government procurement; trade facilitation and electronic commerce;
16. Considers that the examination of an agreement on multilateral investment rules at WTO level needs to be complemented by an examination of the rules related to competition policy, with the objective of creating a global regulatory environment which levels the playing field for developing and developed countries through agreed, equitable and non-discriminatory rules in investment and competition;
17. Stresses that the agenda for new multilateral negotiations will need to be a positive agenda aimed at addressing the constrains in particular sectors where developing countries have gained or are gaining competitive advantages over industrial country production (agriculture, textiles, clothing, leather products, ...) and where they still face tariff peaks as high as 350% even after the full implementation of commitments under the Uruguay Round;
18. Strongly supports the EU proposal for all industrialised Members of the WTO to bind their tariffs to 0-duties on 'essentially all products' exported by LDC's by the year 2003, and no later than 2005;
19. Recognises that increased industrialisation in developing countries on the basis of processing of agricultural products, like sugar, is hampered by the less efficient but well protected outputs from Europe, these structural imbalances in the world economy need to be addressed, and the EU will need to apply effective restraints on export refunds and other CAP distortions and ensure these are applied at national, regional as well as multi-national level;
20. Condemns practices which use anti-dumping procedures and countervailing measures as protectionist measures against competitive developing country exports;
21. Welcomes increased cooperation in favour of developing countries between the WTO and the World Bank, IMF and Unctad — aimed at ensuring both benefits of liberalisation and support in the costs of liberalisation — through combined efforts on capacity building, debt relief and full market access to developed economies;
22. Calls for increased WTO cooperation with all UN agencies with a competence in areas related to trade and sustainable development such as the ILO, UNEP, UNDP, WHO and Unifem;
23. Calls on all WTO Members to ensure that that the agenda for new multi-lateral negotiations to be agreed at the Third WTO Ministerial meeting (end 1999) clearly reflects the ultimate objective of the negotiations: sustainable development to the benefit of all;

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24. Calls for an examination of the changes required within the organisation of the WTO itself if it is to effectively play part in an international strategy of trade in favour of sustainable development, in particular the need for a balance between representation from government and civil society in the work of the WTO and the need to work on labour standards and addressing environmental concerns as necessary pre-requisites to sustainable development;
25. Stresses the need to take account — both at the level of the EU and the WTO — of assessments of the impact of liberalisation measures on sustainable development (health, environment, poverty, ...) in developing countries and calls for an examination on how the results of such assessments can be systematically included into WTO practice and rules;
26. Calls for consideration to be given to the establishment of a working group on labour standards at the Seattle Ministerial Conference;
27. Calls on the EU negotiators to work on the implementation of this 'agenda for action', to keep the European Parliament's responsible committees fully briefed throughout the negotiations and to act upon its recommendations;
28. Instructs its President to forward this resolution to the Commission and Council and the governments of the Member States.

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### 3. Structural Funds (Rule 52)

**A4-0235/99**

**Resolution on the Ninth Annual Report on the Structural Funds for 1997 (COM(98)0562 — C4-0031/99)**

*The European Parliament,*

- having regard to the Ninth Annual Report on the Structural Funds for 1997 (COM(98)0562 — C4-0031/99),
  - having regard to Regulation (EEC) No 2081/93 <sup>(1)</sup>, in particular Article 16 thereof, and Regulation (EEC) No 2082/93 <sup>(2)</sup>, in particular Article 31 thereof,
  - having regard to the Annual Report of the Court of Auditors for 1997 <sup>(3)</sup> pursuant to Article 248 (former Article 188c(4)) of the EC Treaty and special reports 14-16/98 <sup>(4)</sup>,
  - having regard to the First Report on Economic and Social Cohesion pursuant to Article 159 (former Article 130b) of the EC Treaty,
  - having delegated the power of decision, pursuant to Rule 52 of its Rules of Procedure, to the Committee on Regional Policy,
  - having regard to the report of the Committee on Regional Policy and the opinions of the Committee on Employment and Social Affairs, the Committee on Fisheries and the Committee on Women's Rights (A4-0235/99),
- A. whereas the application in 1997 of the Structural Funds Regulations, especially the implementation of the Objectives 1-6, is presented in the Ninth Annual Report on the Structural Funds, which is subject to this parliamentary report,
- B. whereas 1997 was the third full year of implementation of assistance for the programming period 1994-1999 and the occasion for a mid-term review,
- C. whereas one of the main features of the year 1997 was retrieving the backlog in implementing appropriations at the beginning of the period,
- D. whereas the implementation of the Community Initiatives was still not satisfactory,

<sup>(1)</sup> OJ L 193, 31.7.1993, p. 5.

<sup>(2)</sup> OJ L 193, 31.7.1993, p. 20.

<sup>(3)</sup> OJ C 349, 17.11.1998, p. 1.

<sup>(4)</sup> OJ C 368, 27.11.1998, p. 1 and OJ C 347, 16.11.1998, p. 1 and p. 48.

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- E. whereas the objective of economic and social cohesion pursuant to Article 159 (former Article 130b) of the EC Treaty forms the basis of a coherent European policy for regional development and whereas the main objective of the Structural Funds is to assist economic and social cohesion within the European Union,
- F. whereas compatibility of European regional policy with other Community policies and their objectives as well as co-ordination of the Structural Funds activities with other EU financial instruments is essential,
- G. whereas the appropriations earmarked for the fisheries sector account for only 2% of the overall Structural Fund budget for the period 1994-1999, it is only natural for the sector not to be given priority in the Commission's annual reports on implementation of the Funds,
- H. whereas evaluation and monitoring are essential for the efficiency of the Structural Funds activities in the Member States, and whereas sound implementation of the Structural Funds activities is crucial to the credibility and effectiveness of the structural policies,
- I. whereas unemployment continues to be a serious problem in the European Union,
- J. whereas assistance to small firms was chosen as the horizontal theme of the Ninth Annual Report, whereas Small and Medium Sized Enterprises are important job-creators in the EU, and whereas aid to the SMEs is one of the key priorities of the current programming period of the Structural Funds and should remain so in the next programming period,
- K. whereas additionality is one of the main principles of the Structural Funds, and it must therefore be implemented by the Member States so as not to reduce the positive impact of cohesion policy,
- L. whereas continued efforts are needed to implement the partnership, especially by greater involvement of local and regional authorities in the activities of the Structural Funds,

### ***Implementation***

1. Is satisfied with the increased uptake of appropriations from the Structural Funds in 1997; notes, however, that there are enormous differences in implementation between the Member States and the regions;
2. Welcomes the fact that the implementation of the Community Initiatives and innovative measures, as well as technical assistance under the different Funds improved in 1997; is, however, concerned as some of the Community Initiatives are still underutilised, mainly because of delays in adopting programmes; notes the Commission's decision of 16 December 1998 reallocating, in cooperation with Member States, the appropriations allocated to the initiatives and trusts that this reallocation will make it possible to execute these programmes fully and appropriately;
3. Acknowledges the efforts made by the Commission in the framework of the SEM 2000 reform programme to improve the management and control of the Structural Funds; welcomes in particular, the decisions adopted in 1997 to introduce data sheets on eligible expenditure, rules on financial control operations in the Member States and internal guidelines for the Commission on application of net financial corrections;
4. Is concerned at the backlog in implementing the Community Initiatives and takes the view that the cumbersome administrative procedures at national level and the delays in transferring funds to the end beneficiaries are the main causes of the backlog;
5. Calls on the Member States in future to strictly observe the time limits proposed by the Commission for the approval of projects and for the transfer of funds for Community Initiatives in order to speed up the use of appropriations and permit proper implementation of transnational projects;
6. Calls on the Commission and the Member States also to make the administrative procedures governing implementation for the next Community Initiative period (2000-2006) simpler and more transparent and, with the aim of ensuring European added value, to enhance the criterion of transnationality in the implementation of such initiatives;

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7. Notes that in 1997 the Commission administered more than 1500 programme documents relating to the Structural Funds; is concerned about the administrative burden for the Commission and the Member States and emphasises that there is a need for an effective control system;
8. Calls on the Commission to develop a more efficient administrative system, before the end of the present programming period, in order to be able to close all programmes on time;
9. Requests that the Commission keep the number of programmes manageable, in order to enable larger allocations to be made per programme, and facilitate the monitoring and implementation of the programmes; welcomes the fact that in Agenda 2000 the Commission has already made proposals in this direction;
10. Points out that there are considerable problems in forwarding payments to the final beneficiaries, in particular the slow financial data processing at all administrative levels, and therefore calls for a more transparent payment system, improved financial transactions and shorter delays in payments;
11. Considers that there is an obvious need for the information provided to be concise and calls on the Commission to present a clear, cogent and comprehensive analysis of the problems experienced during the year in implementing the Structural Funds for the fisheries sector in the Member States, so as to enable clear and accurate conclusions to be drawn;
12. Calls on the Commission to make greater efforts to ensure, when programmes are being negotiated, that they are drawn up in accordance with the guidelines and the Community priority accorded to equal treatment and equal opportunities for men and women;
13. Insists that, right from the situation analysis stage prior to drawing up programmes and projects, the principle of sexual equality must be upheld;

#### *Compatibility with other Community policies*

14. Shares the interest the Commission has shown in ensuring that the Structural Funds are compatible with other Community policies as the Structural Funds are the largest contributor in the EU in a wide range of areas;
15. Considers that the contents of the Commission's report confirm the validity of the calls Parliament has made with regard to the ESF Regulation for the next programming period (2000-2006) in relation to the requirement for implementation in all areas of operations, the stepping-up of action to combat social exclusion from the labour market and the bolstering of measures to implement equal opportunities; calls therefore on the Commission and the Council to take account of the calls it has made;
16. Points out that competition and cohesion policies should be coherent; is however of the opinion that great flexibility should be maintained for the Member States and the regions, in accordance with their respective competences, to allow them to establish their own national regional aid levels;
17. Wants to emphasise that a good mix of national and Community policies is a precondition for sustained growth and job creation; considers that, in order to assist growth, structural activities need to play an important role in improving employment opportunities.

#### *Coordination with other financial instruments*

18. Emphasises the importance of coordination and consistency between the Structural Funds and other financial instruments such as the Cohesion Fund, the European Investment Bank, the European Investment Fund and other structural actions;
19. Expresses its concern regarding the existing coordination problems between subsidies on the one hand, and loans on the other hand; requests the Commission to produce objective criteria for the selection of projects and to keep the European Parliament informed;

#### *Additionality*

20. Considers that the principle of additionality should remain a priority objective during the next programming period;

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21. Welcomes the efforts made by the Commission in order to monitor the principle of additionality and hopes that they will be stepped up in future; notes however that huge problems still in fact remain mainly due to the use of different regional administration systems and overlapping of regional administrative units;

22. Considers that the reforms proposed for the forthcoming period 2000-2006 will make the verification of additionality easier by simplifying it; calls on the Member States to cooperate with the European Commission in this task, by specifically providing necessary details for verification of the principle of additionality;

#### *Partnership*

23. Considers that the principle of partnership with local and regional authorities, as well as social partners, is of great value; welcomes the fact that the Commission is reinforcing and widening the principle of partnership in the reform of the Structural Funds;

24. Stresses, however, that with the decentralisation of management, clarification is needed as to the responsibilities and tasks of the various partners and a clear distinction must be made between the tasks and responsibilities of the Commission and the Member States;

#### *Evaluation and Control*

25. Highlights the importance of evaluation and monitoring for the implementation of the Structural Funds; criticises the lack of up-to-date and reliable information on the implementation of the structural actions at Community, national and regional level which is necessary for effective control and monitoring of structural actions; calls on the Commission and the Member States to improve their information systems which are used to analyse the data;

26. Points out that evaluations take place far too late; emphasises the need of an ex-ante evaluation and calls on the Commission to have objective criteria for these evaluations; requests more transparency in the area of monitoring and evaluation by stating the names of the external evaluation companies; requests that the Parliament, as the controlling body, should be informed by the Commission about the results of monitoring and evaluation, and that the detailed evaluation reports are made available or sent to Parliament;

27. Calls, due to the increase in irregularities, for a careful selection of projects and appropriate co-financing by the Member States in order to combat fraud; requests better control of the use of other financial instruments and credits; requests that the European Parliament, acting as the controlling body, should be provided with the necessary details about the irregularities;

#### *Small and medium-sized enterprises*

28. Emphasises the important role of SMEs as creators of employment and growth; draws attention to the fact that SMEs are the backbone of economic development, and can help improve cohesion between the regions;

29. Welcomes the fact that SME policy represents one of the priorities in the activities of the structural funds and that SMEs have been chosen by the Commission as a horizontal theme of its annual report for 1997;

30. Requests that the greater emphasis on SMEs should be accompanied by an allocation of more structural aid to the SMEs during the 2000-2006 programming period; asks for a favourable environment for entrepreneurship and better access for SMEs to structural measures; considers it necessary to have a more effective assessment of the impact of those measures;

31. Is concerned at the lack of information for SMEs on programmes and measures intended to assist SMEs, cofinanced by the Community; calls on the Commission to provide for better information systems of structural measures to SMEs;

32. Expresses its concern about payment delays which are especially damaging to SMEs; calls on the Commission to take the conditions of SMEs into consideration and not to endanger the continuity of these companies; considers, in this context, that Member States and the regional bodies must take steps to shorten as far as possible the procedures concerning the deadline for payment to local beneficiaries;

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33. Believes that the coordination effort can be further strengthened in order to rationalise, and render more effective, actions to assist SMEs;

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34. Instructs its President to forward this resolution to the Council, the Commission and the governments and parliaments of the Member States.

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#### 4. Structural interventions: Objectives 1 and 6 (1994-1999) (Rule 52)

A4-0217/99

##### Resolution on the report from the Commission on the mid-term review of structural interventions Objectives 1 and 6 (1994-99) (COM(98)0782 – C4-0032/99)

*The European Parliament,*

- having regard to the report from the Commission (COM(98)0782 – C4-0032/99),
  - having regard to Article 158 of the EC Treaty,
  - having regard to the Court of Auditors' Special Report No 15/98 on the assessment of Structural Fund intervention for the 1989-1993 and 1994-1999 periods <sup>(1)</sup>,
  - having delegated the power of decision to the Committee on Regional Policy pursuant to Rule 52 of its Rules of Procedure,
  - having regard to the report of the Committee on Regional Policy (A4-0217/99),
- A. having regard to the requirement of efficiency in the pursuit of the objective of economic and social cohesion,
  - B. having regard to the major role that must be played by evaluation at every stage of the implementation of Community structural interventions,
  - C. having regard to the fundamental nature of precise democratic scrutiny of the smooth functioning of the Structural Funds,
  - D. whereas evaluation may also represent an important source of information for individual citizens as regards the utilisation and local impact of Community aid, and whereas, in this respect, the relevant transparency must be strengthened,
  - E. whereas mid-term evaluation is provided for in the chapter on implementing provisions included in every CSF and SPD, with a view to strengthening the monitoring of interventions,
  - F. noting with satisfaction that all the programmes under Objectives 1 and 6 for the period 1994-1999, amounting to over a hundred, have been the subject of mid-term evaluation,
  - G. whereas these evaluations, which are in general of a better quality than those carried out during the previous programming period, have enabled the undeniable contribution to economic and social cohesion of the structural interventions to be identified, precisely in many cases, from both the macroeconomic and the microeconomic point of view, in the less-developed regions eligible under Objectives 1 and 6 where the largest volume of Community funding is concentrated,
  - H. whereas evaluation of the implementation of programmes at three stages — ex ante, mid-term and ex post — is a key element in the revision of the programmes, being based on a strong need for efficiency and transparency,

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<sup>(1)</sup> OJ C 347, 16.11.1998, p. 1.

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- I. whereas these evaluation exercises make a useful contribution to reinforcing partnership within the monitoring committees, increasing the sense of responsibility of the authorities concerned and strengthening a culture of good management of Community funds,
- J. whereas the evaluations, in virtually all cases, have justified the mid-term reprogramming deemed essential to improve the effectiveness of structural interventions by the Community,
- K. whereas the Commission gave the assessors an extremely flexible framework within which to define their criteria or indicators,
- L. whereas, in so doing, the Commission acknowledges the limited scope of some of the evaluation reports, and whereas that admission casts doubt on the quality of its own report,

#### *Quality of the evaluation criteria and indicators*

- 1. Regrets the limited scope of some of the evaluation reports which addressed only the implementation and management of the programmes rather than their results and impact;
- 2. Calls on the Commission to indicate which aspects of regional policy need more particularly to be evaluated: additionality, convergence, partnership, concentration, employment, endogenous economic development or social welfare; reiterates, in this connection, that per capita GDP must not be the only standard used to judge the effectiveness of structural interventions;
- 3. Considers it essential that all necessary measures should be taken to improve the quality of the evaluation criteria in all the respects in which it is currently insufficient, with greater use being made of simulation techniques in order to gauge more accurately the impact of the interventions on GDP, investment, employment, prices and consumption, budget deficits or imports and exports;
- 4. Takes the view, therefore, that it would be advantageous to agree on a selection of the indicators in order to reduce their number and increase their homogeneity, reliability and readability, thus allowing the added value of the interventions to be evaluated and more accurately compared;
- 5. Recommends the Commission, therefore, to ensure that the methodological and statistical research carried out under the MEANS programme (Method of Evaluating Measures of a Structural Nature) and in the Regional Policy Technical Evaluation Group is developed with that in mind;

#### *Scope of the evaluations*

- 6. Stresses the need to ensure that the assessors are totally independent and to provide them with the technical and financial resources required to improve the quality of their performance, in accordance with the specific obligations set out in the project specifications;
- 7. Notes with some concern that all the assessors agree that the impact of the interventions on employment and sustainable development is always less than on growth and calls for systematic account to be taken of this observation by all the programme managers as a priority area of action when the revisions are made;
- 8. Takes the view that it is undesirable to focus purely on the expenditure incurred when judging the effectiveness of Structural Fund interventions and that, instead, the impact of their social benefits on the economy, and, in particular, on employment, should be measured;
- 9. Notes, in this connection, that the evaluation of the effects of interventions on employment should not concentrate exclusively on the notion of 'net job creation' but should also take account of the 'number of jobs saved' and the 'number of jobs created indirectly';
- 10. Encourages the assessors to fine tune in a specific manner the results and impact indicators relating to the structural interventions — in order to optimise their scope and efficiency — with regard to access to basic infrastructure, new technologies and the information society, as well as to environmental protection and promotion of sustainable development, bearing in mind, *inter alia*, their importance when account is taken of the permanent handicaps of outlying or island areas;



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11. Recommends to the Commission that it enhance exchanges of experience between assessment professionals and Structural Fund programme managers in order to achieve a close synergy at the various stages — *ex ante*, mid-term and *ex post* — of the evaluations;

12. Urges the Member States which are still failing to do so to ensure optimum financial implementation in future, within the timescale provided for in the programming, without which the mid-term evaluation exercise loses much of its meaning;

#### ***Revision of the programmes***

13. Calls on the Commission to simplify the revision procedures as far as possible in order to establish a closer link between the production of reliable, usable results and their actual incorporation into the programmes;

14. Notes that reallocations have usually concentrated on how the funds are being spent, giving rise to a transfer of resources from the programmes which are slower to spend their appropriations to those that spend them more rapidly; notes, therefore, that these adjustments may penalise certain programmes which, although they may experience some difficulty in using all of their funds, are nevertheless of the greatest usefulness in the general framework of regional programming;

15. Calls on the Commission, therefore, when carrying out the revisions, to apply the regulations more flexibly to certain programmes or subprogrammes which, although they may have difficulty in using all of their appropriations, are nonetheless crucial to balanced, sustainable regional development, by granting them, as an exception, more favourable cofinancing opportunities;

16. Expects that the Commission will also make available to Parliament the evaluators' detailed evaluation reports;

17. Regrets that the Commission report does not give more details concerning certain key elements of the mid-term revision, such as the national and regional political contexts and changing needs, since the evaluations cannot be regarded as the only data to be taken into account;

#### ***Forthcoming programming period***

18. Draws attention to the fact that these strategic analyses are designed to prepare for future Structural Fund interventions since they emphasise the longer-term problems which cannot be addressed during the current programming period; calls, therefore, on the Commission to make optimum use of these data when drawing up future programmes;

19. Notes the significant risk, emphasised in some of the evaluation reports, of a return to slower growth after the completion of certain SPDs or CSFs and calls on the Commission, during the current reform of the Structural Funds, to take all the appropriate measures to restrict that phenomenon to a minimum, with particular regard to the programming of interventions in the regions which have reached the 'phasing-out' stage;

20. Hopes that, at the mid-term review of the forthcoming programming period (2000-2006), the criterion of utilisation of appropriations will not constitute an essential condition for the release of the performance reserve provided for in the Commission proposals and that the decision will instead be tailored in such a way as to give priority to the quality of the programmes under way and the degree to which the initial objectives have been attained;

21. Insists, finally, on the importance which must be attached to the analyses of and lessons learned from the evaluation reports in the forthcoming implementation of the European Spatial Development Perspective (ESDP) in order to ensure the balanced development of the European area which fully integrates the principle of economic, social and territorial cohesion;

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22. Instructs its President to forward this resolution to the Council and Commission.

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## 5. Sustainable urban development (Rule 52)

A4-0247/99

### Resolution on the Commission Communication on Sustainable Urban Development in the European Union: A Framework for Action (COM(98)0605 – C4-0059/99)

*The European Parliament,*

- having regard to the Commission Communication (COM(98)0605 – C4-0059/99),
- having regard to the draft guidance for programmes in the period 2000-2006 tabled by Mrs Wulf-Mathies, in agreement with Mr Flynn, Mr Fischler and Mrs Bonino,
- having regard to the Commission's Agenda 2000 proposals,
- having regard to the Sixth Periodic Report of the Commission on the socio-economic situation and development of the regions of the European Union,
- having regard to the First Report on Economic and Social Cohesion pursuant to Article 159 (former Article 130b) of the EC Treaty and its resolution of 19 November 1997 thereon <sup>(1)</sup>,
- having regard to its resolutions of 2 July 1998 on the Commission communication 'Towards an urban agenda in the European Union' <sup>(2)</sup>, 2 July 1998 on strengthening EU urban environment policy <sup>(3)</sup>, 2 July 1998 on regional planning and the European Spatial Development Perspective <sup>(4)</sup>, 20 March 1997 on urban development in the ACP countries (ACP-EU Joint Assembly) <sup>(5)</sup> and 29 June 1995 on the Commission document 'Europe 2000+, cooperation for European territorial development' <sup>(6)</sup>;
- having regard to its resolutions of 28 October 1993 on the future of Community initiatives under the Structural Funds <sup>(7)</sup>, 17 December 1993 on the problems of and prospects for conurbations <sup>(8)</sup>, 3 May 1994 <sup>(9)</sup> and 28 March 1996 <sup>(10)</sup> on the Community initiative for urban areas (URBAN),
- having regard to its resolutions of 16 December 1988 on the environment in urban areas <sup>(11)</sup> and 12 September 1991 on the urban environment <sup>(12)</sup> and the motion for a resolution on the urban environment (B4-0532/95),
- having regard to the Commission Green Paper on the urban environment (COM(90)0218) and the Council resolution thereon,
- having regard to the Commission document 'European Charter for Women in Cities: towards a right to cities for women',
- having regard to the new EC Treaty provisions on equality, introduced by the Amsterdam Treaty, and specifically Articles 2, 3, 13, 137 and 141 thereof,
- having delegated the power of decision, pursuant to Rule 52 of its Rules of Procedure, to the Committee on Regional Policy,
- having regard to the report of the Committee on Regional Policy and the opinion of the Committee on the Environment, Public Health and Consumer Protection (A4-0247/99),

<sup>(1)</sup> OJ C 371, 8.12.1997, p. 89.

<sup>(2)</sup> OJ C 226, 20.7.1998, p. 36.

<sup>(3)</sup> OJ C 226, 20.7.1998, p. 34.

<sup>(4)</sup> OJ C 226, 20.7.1998, p. 42.

<sup>(5)</sup> OJ C 308, 9.10.1997, p. 22.

<sup>(6)</sup> OJ C 183, 17.7.1995, p. 39.

<sup>(7)</sup> OJ C 315, 22.11.1993, p. 245.

<sup>(8)</sup> OJ C 20, 24.1.1994, p. 511.

<sup>(9)</sup> OJ C 205, 25.7.1994, p. 111.

<sup>(10)</sup> OJ C 117, 22.4.1996, p. 70.

<sup>(11)</sup> OJ C 12, 16.1.1989, p. 370.

<sup>(12)</sup> OJ C 267, 14.10.1991, p. 156.

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- A. whereas the large majority of the EU citizens are urban dwellers, where roughly 40% still live in small towns between 10 000 and 50 000 inhabitants, while another 20% live in medium-sized towns between 50 000 and 250 000, and only 20% in larger cities,
- B. whereas new problems and difficulties will arise with the forthcoming enlargement, and whereas there is a particular need to tackle these problems in advance through an integrated European urban policy,
- C. whereas some environmental and social problems affecting our society are concentrated in urban areas, and whereas urban areas have a strong impact on the global environment,
- D. whereas some 100 000 EU municipalities are threatened by decay of urban infrastructure, impoverishment and depopulation owing to the new dynamics of development of the world economy,
- E. whereas there is a need to remove the obstacles which hinder the active involvement of women in developing and planning urban services, habitat, safety and mobility,
- F. whereas the democratic heritage of Europe resides in cities and towns, and a strong commitment from European local governments to genuine democracy and sustainable development would help to promote more democratic institutions at European level; whereas there needs to be a clear commitment on the part of local, regional and national authorities and Community institutions to encourage the full involvement of under-represented groups in all the bodies concerned and at all levels of planning and decision-making,
- G. whereas, having regard to the Commission communication 'Incorporating equal opportunities for women and men into all Community policies and activities — 'mainstreaming' (COM(96)0067 — C4-0148/96) and Parliament's resolution of 16 September 1997 <sup>(1)</sup> thereon, there is a need to integrate equal opportunities for women and men in all Community policies and activities,
- H. whereas more than 400 European local governments have gathered in a European Sustainable Cities and Towns Campaign following the commitment of the Agenda 21 for local sustainable development; whereas, however, funding for this campaign has been delayed due to the lack of a legal basis, which is still not in place,
- I. whereas the Structural Funds are the most important EU financial instruments to support urban measures toward sustainable development and equal opportunities,
- J. whereas the Commission proposes in Agenda 2000 the mainstreaming of the urban dimension into the Structural Fund interventions and considers the URBAN Community initiative to be redundant; recognising, however, that urban environment problems also exist outside Structural Fund areas and these needs must be addressed,
- K. whereas most of the Community policies have an impact on cities and towns and whereas this impact is not appropriately taken into account,
- L. whereas there is a need for a genuine European regional planning policy, which exists in embryonic form in the SDEC project presented at the meeting of EU Ministers responsible for regional planning at Noordwijk, Netherlands, on 9 and 10 June 1997,
- M. whereas the European Union can play a major role at the international level in facing the urban challenges and supporting decentralised cooperation following the 1996 resolutions of the UN Habitat II process,
- N. whereas the presence of the EU institutions in European cities influences urban development, the local community and public opinion,
- O. whereas a follow up to the Framework for Action on a European level is necessary in order to meet the challenges of sustainable urban development,

<sup>(1)</sup> OJ C 304, 6.10.1997, p. 50.

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### ***Framework for action***

1. Welcomes the initiative taken by the European Commission to present a Framework for Action covering 24 actions to be taken in order to make urban issues subject to an integrated policy approach at European level, and considers it a major step towards an Urban Agenda for the European Union;
2. Regrets, however, the lack of specific detail surrounding the four proposed policy aims and the absence of adequate legal bases; asks that the references to sustainable forms of transport, fiscal incentive schemes, the 'greening' of local authority procurement practices, EU city links and tools for sustainability be expanded and strengthened;
3. Calls on the Council of Ministers and Member States to recognise the consistent effects of several Community policies on cities and towns, and to develop eventually legal provisions for a more prominent role of the Community in urban policies; urges the Member States to formally adopt the Council of Europe's European Charter of Local Autonomy;
4. Calls on the Member States and Council to adopt the SDEC project as a matter of urgency in view of the importance of the way in which it interacts with the Framework for Action on Sustainable Urban Development; points out the need to develop towns and cities in Europe on the basis of a more multi-centric approach;

### ***Role of cities and towns in the political architecture of Europe***

5. Welcomes the opportunities for urban networking and cooperation proposed by the European Union; asks the Commission to encourage also the involvement of townships with similar socio-economic and natural characteristics, and to support 'stock exchanges', 'fairs' or permanent networks in which cities trade experiences and proposals;
6. Invites the Commission and local governments to reinforce the culture of partnership and shared responsibility not only in the implementation of European policies or structural operations, but also in the European policy-making process; trusts that in the future the representatives of local and regional governments in the Committee of the Regions will be democratically elected;
7. Asks the Commission to support on a long-term basis the European Sustainable Cities Campaign, which would represent an indispensable partner in the implementation of the Charter of Aalborg and the EU Urban Sustainable Development Framework for Action;

### ***Structural funds and urban development***

8. Calls on the Council in the framework of the reform of the Structural Funds to ensure
  - the participation of urban local actors in the preparation, monitoring and evaluation of the programmes,
  - the encouragement of an integrated process aimed at favouring a synergy of urban and rural development,
  - the promotion of interregional and decentralised cooperation actions,
  - the continuation of the URBAN Community Initiative with a particular emphasis on small and medium-sized towns,
  - the strengthening of local economic structures and strategies, increasing the allocation for local development and employment initiatives or other actions like local employment pacts, and social economy projects;
9. Welcomes the Commission's Guidelines setting up the Community priorities for the next regional development plans; considers that sustainable urban development should be clearly promoted in the document and that the corresponding indicators to be used in the selection, monitoring and evaluation of the urban structural operations should be defined;
10. Calls on Member States and the Commission to ensure that for the specific purposes of integrating urban development into the Structural Fund programmes, and all other Community programmes affecting urban development, the street (and not only the district, as hitherto) be included as the basic spatial unit both for conceptual purposes and for global and integrative action and for urban identity;

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11. Asks the Commission to promote innovative actions following the principle of ecological footprint, with the aim of reinforcing the sustainable integration of cities in their regions, and following a policy of functional mix and social integration, with the aim of revitalising community housing and facilities, and reinforcing neighbourhood identity;

12. Invites the Commission to simplify management rules concerning urban pilot projects financed through the Structural Funds so as to reduce payment delays and make local synergies easier;

***Urban development with regard to other Community policies or initiatives***

13. Calls on the Council and the Commission to revise the Trans-European Transport Networks policy in order to

- give priority to the regional connections between big and small or medium-sized centres, cut off by long-distance infrastructures,
- promote infrastructures and actions reducing the pressure placed on urban centres by car and truck traffic,
- to allow the financing of urban mobility projects with the purpose of diversifying the transport modes and stabilising the mobility demand;

14. Calls on the Council and Commission to promote sustainable modes of transport (walking, cycling and use of public transport) and intermodality;

15. Calls on the Commission to take account of the particular concerns of women in the urban environment at all levels when implementing the urban action plan, and specifically the fact that:

- women are under represented in political decision making posts and little involved in public life,
- women make far greater use of and are dependent on, to a greater extent than men, public services such as transport, child care facilities or green areas,
- they face special problems with regard to employment, which make them more vulnerable to poverty and exclusion,
- the growing numbers of single-parent families are largely headed by women,
- they have their own views with regard to safety and mobility in the urban environment;

16. Invites the Commission to study measures of a legal or fiscal nature on land use so as to fight against increasing land consumption and urbanisation in the European Union;

17. Calls on the Council and Commission to promote innovative and effective ways of rationalising and coordinating taxation and of decentralising and redistributing economic resources so that local authorities have a guaranteed investment capacity enabling them not only to prevent the deterioration of towns and cities and urban public services, but also to boost urban initiatives seeking to create employment and improve the quality of life of local people;

18. Considers that multiculturalism must henceforth become an element which strengthens creativity and peaceful co-existence and stresses that substantial priority must be given to combating racism, xenophobia and the threat of the social exclusion and marginalisation of immigrants and that information campaigns must be organised to make the local population more aware of the problem;

***Union's international role***

19. Calls on European institutions and governments to ensure appropriate follow-up to the Habitat II process, in particular:

- reinforcing international decentralised cooperation among cities and towns as with programmes like MED-Urbs, AL-Urbs or Asia-Urbs,
- promoting partnerships or mutual actions between European cities and economically and socially fragile communities in developing countries with a view to encouraging sustainable development, fair trade and social and cultural consciousness raising,
- supporting community-based initiatives through grants, capital loans and technical assistance in the same countries;

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20. Calls on the Commission to formulate and implement, in the context of ACP-EU cooperation, a sustainable urban development policy framework, taking special account of the close relationship between urban and rural development and the need to tackle the issue of migratory pressure on urban centres;

*The follow-up to be given to the Framework for Action*

21. Asks the Commission to launch, as part of an integrated policy, and after consulting the European Parliament, four action lines following the Framework for Action's urban policy aims:

- strengthening economic prosperity and employment,
- promoting equality, social inclusion and regeneration,
- protecting and improving the urban environment,
- contributing to good urban governance and local empowerment;

22. Believes that the following step should be the adoption of an Urban Agenda taking into consideration

- the results of the intergovernmental reflections on European spatial development issues (ESDP),
- the main findings of comparative research on urban conditions in Europe,
- a catalogue of urban sustainability indicators serving as orientations,
- the first experience with the implementation of the Habitat II Agenda and with the urban mainstreaming into the Structural Funds;

23. Calls on the Commission to put forward an ambitious proposal on the future internal mechanism for implementing the inter-service coordination of all Community policies and measures affecting urban development (particularly their integration into the Structural Funds), specifically assigning responsibility therefor to a Member of the Commission, and providing for a preventive and regular internal assessment of the impact of its proposals on cities and towns by means of a generally agreed system of urban development indicators;

24. Urges the EU institutions to strengthen cooperation with local authorities in the cities where they are located with a view to encouraging sustainable urban policies;

25. Calls on the EU institutions to develop internal environmental auditing and to adopt a sustainable mobility plan for each of their locations;

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26. Instructs its President to forward this resolution to the Council, the Commission, the governments and parliaments of the Member States and the major European networks of cities and towns.

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## 6. Cohesion and transport (Rule 52)

**A4-0236/99**

**Resolution on the communication from the Commission on Cohesion and Transport (COM(98)0806 – C4-0058/99)**

*The European Parliament,*

- having regard to the communication from the Commission (COM(98)0806 – C4-0058/99),
- having regard to European Spatial Development Perspective <sup>(1)</sup>,

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<sup>(1)</sup> European spatial development perspective – first official draft. Presented at the informal meeting of Ministers responsible for spatial planning of the Member States of the European Union. Noordwijk, The Netherlands, 9-10 June 1997.

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- having regard to its previous resolutions and reports on transport policy,
  - having regard to the proceedings of the Third Pan-European Transport Conference in Helsinki,
  - having delegated the power of decision, pursuant to Rule 52 of its Rules of Procedure, to the Committee on Regional Policy,
  - having regard to the report of the Committee on Regional Policy (A4-0236/99),
- A. whereas Article 158 of the EC Treaty (ex-Article 130a TEC) sets as a priority objective the harmonious development of the Union and stipulates that this should be achieved by means of actions of all kinds leading to the strengthening of economic and social cohesion and, in particular, reducing disparities between the levels of development of the various regions and the backwardness of the less-favoured regions or islands,
- B. whereas Article 154(2) of the EC Treaty (ex-Article 129b(2) TEC) establishes as a priority for Community action the setting up of links between island, landlocked and peripheral regions of the Community and the central regions, and whereas the importance which the Treaty attaches to cohesion means that priority should be given to trans-European network projects in the Structural Fund eligible areas; whereas this Article underlines the regional planning function of the networks and their essential contribution to efforts to combat regional disparities,
- C. whereas transport and transport infrastructure are among the key aspects of regional planning and therefore have a direct impact on regional disparities; whereas it is necessary to take account of the contribution of transport services to cohesion,
- D. whereas demand for transport services has increased in recent years and whereas demand for transportation of goods as well as people, is likely to increase further in the future,
- E. whereas the citizens of Europe have the right to mobility, whether they live in town centres or in the suburbs, in rural, island or peripheral areas, or whether they enjoy normal or reduced mobility,
- F. whereas transport costs play an important role in the ability of the European Union to compete in international trade, given that these costs can represent an important percentage of the product value,
- G. whereas, if there is to be sustainable mobility, the pressure on road transport in the European Union must be eased by rail and sea transport; whereas Parliament has consistently sought to promote public transport, particularly by rail and by sea, in preference to road transport,
1. Welcomes the long-awaited Commission communication, while stressing its failure to provide sufficient detail as regards coordination measures between transport and cohesion policies;
  2. Considers that there is a clear obligation for the Community to link the less prosperous regions to more central and economically stronger regions to achieve a more harmonious development and reduce regional disparities; emphasises the importance of interlinking trans-European networks with regional and local networks, including those in rural areas, to ensure that the integrated system is of maximum benefit to citizens;
  3. Calls on the Commission further to take account of the specific issue of transport in rural, sparsely-populated, remote and island areas where the scattered population raises particular social and regional problems;
  4. Calls on the Commission to ensure that, in all legislative follow-up measures in respect of the White Paper on a 'transport infrastructure charging framework', specific account is taken of the particular situation of peripheral and rural regions of the European Union so as to prevent these regions being disadvantaged when charges are levied;

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5. Stresses the potential role of the Structural Funds, especially the ERDF, in improving urban transport and network interconnection;
6. Underlines the priority to be given to transport projects, especially in the Structural Funds' eligible regions, which are designed to bring together peripheral and core regions of the European Union and calls, in particular, for integrated transport systems to be developed for regions which are lagging behind, in particular peripheral and island regions;
7. Calls on the Commission, in setting up a more integrated Europe-wide transport system for the transport of persons and freight, also to consider novel combinations of transport within the framework of intermodal transport, for example, in the case of coastal and island regions, a sea-air combination;
8. Recalls that the largest sources of Community funding for transport policy and the trans-European networks are the Structural Funds and the Cohesion Fund; considers it essential to ensure the closest possible coordination between transport and infrastructure policy and the structural policies;
9. Calls on the Commission to ensure the coordination of all Community activities, especially trans-European networks, the Structural Funds and the Cohesion Fund, the EIF and the EIB, affecting the transport sector, as part of an ambitious regional planning policy as set out in the ESDP;
10. Considers that the fragmentation of the European transport system into national networks and the consequent diversity of quality, technical specifications, systems and operating conditions, with particular regard to rail infrastructure, are an additional difficulty for the development of freight transport;
11. Believes that any Community seaport and related infrastructure policy will at all events have to take account of the size of ports and their investment situation, and of their degree of remoteness from the major centres of communications and development on European territory; in the light of Article 154 (former Article 129b) of the EC Treaty and Article 158 (former Article 130a) of the EC Treaty and Declaration No 30 annexed thereto; considers it vital also to include ports within the TENs;
12. Considers that shipping could fulfil an important role in the future transport scheme of the European Union and notes that short sea shipping should be integrated to the other modes of transport;
13. Reminds the Commission and the Member States that the attractiveness of inland water transport, which is an environmentally friendly form of transport, can also be increased by specific measures in EU-assisted areas; stresses that this is particularly so where the efficiency of the modal change is enhanced by adapting inland ports or modernising transshipment terminals;
14. Stresses that public transport has a central role to play with regard to the right to day-to-day mobility for citizens who cannot afford their own cars;
15. Proposes that the current limit of 25% on Objective 2 funding for public transport should be lifted;
16. Is surprised by the fact that the Communication only briefly mentions the bicycle as a means of transport; considers that in town planning, the needs of pedestrians and cyclists must be taken into account;
17. Calls, in the framework of services of general interest, for priority to be given to measures to ensure accessibility between the peripheral and core regions by means of specific measures in the field of public transport policy;
18. Emphasises that cuts in public services lead inevitably to the depopulation of peripheral areas and affect particularly vulnerable sectors of the population such as, for example, children and pensioners, and that care should therefore be taken to maintain public transport services which are less profitable from a purely economic point of view but have a high socio-economic value;



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19. Points out also that there are geographical barriers within the European Union, such as mountain ranges, which make transport between neighbouring regions difficult, and that special attention should therefore be paid to these problems;
20. Considers that transport policy should take into account the special needs of border regions; Welcomes the promotion of interregional and cross-border projects;
21. Considers that the linking of the applicant countries to the European Union must be coherent with the Community's transport policy; welcomes the introduction of pre-accession structural aid and the reorientation of the Phare programme with a view to the forthcoming enlargement, with greater emphasis being placed on infrastructure investment in the Central and Eastern European countries;
22. Is convinced that improving pan-European transport links between the European Union and the neighbouring areas, including the former Soviet states and the Mediterranean countries, is of utmost importance for the future relations; regrets that neither TACIS nor the MEDA programmes are at present allowed to support major infrastructure investment; calls for transport infrastructure improvements to be regarded as eligible funding when consideration is given, in the future, to the revision of TACIS and MEDA;
23. Instructs its President to forward this resolution to the Commission, the Council and the governments and parliaments of the Member States.

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## 7. Legislative proposals pending

**A4-0255/99**

**Resolution on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) (C4-0134/99 – SEC(99)0581 – C4-0219/99)**

*The European Parliament,*

- having regard to the Treaty establishing the European Community,
- having regard to the Treaty on European Union which entered into force on 1 May 1999,
- having regard to the Commission documents containing a list of legislative proposals pending as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam (C4-0134/99 – SEC(99)0581 – C4-0219/99),
- having regard to its resolution of 20 January 1994 on the application of the Treaty on European Union to proposals pending before the Council on 31 October 1993 for which its entry into force will require a change in the legal basis and/or a change in procedure <sup>(1)</sup>,
- having regard to the letters of 13 and 26 April 1999 from the President of Parliament to the President of the Council concerning implementation of the Treaty of Amsterdam,
- having regard to the report of the Committee on Legal Affairs and Citizens' Rights and the opinions of the committees concerned, namely the Committee on Employment and Social Affairs, the Committee on Budgets, the Committee on Development and Cooperation, the Committee on Fisheries, the Committee on Transport and Tourism, the Committee on External Economic Relations, the Committee on Civil Liberties and Internal Affairs, the Committee on Research, Technological Development and Energy and the Committee on the Environment, Public Health and Consumer Protection (A4-0255/99),

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<sup>(1)</sup> OJ C 44, 14.2.1994, p. 175.

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- A. whereas the new Treaty contains no transitional provisions governing the action to be taken on current legislative procedures and whereas the institutions must therefore fill this gap by referring to the general principles of Community law and must in particular:
- give full effect to the institutional changes by complying with the spirit and letter of the new Treaty, so as to ensure that the new political objectives laid down therein, which are reflected in the changes in legal basis and/or procedure, are fully taken on board,
  - comply with the principle of economy of procedure enshrined in the case law of the Court of Justice of the European Communities, since such compliance also constitutes a political duty to citizens,
- B. whereas the new objectives set for the Union have implications for the scope and substance of current legislative acts concerning in particular:
- the progressive establishment of an area of freedom, security and justice (new Title IV of the EC Treaty), which will require proposals on the free movement of persons, visas, immigration, asylum and judicial cooperation in civil matters, which to date have been based on intergovernmental cooperation, to be dealt with on the basis of the Community method and a Community perspective,
  - proactive measures to combat all forms of discrimination (new Articles 12 and 13 EC Treaty),
  - the protection of human rights and fundamental freedoms (Article 6 EC Treaty),
  - the transparency of public activities (new Article 255 EC Treaty),
  - the protection of privacy (new Article 286 EC Treaty),
  - the adoption of measures to combat racism and xenophobia (Article 29 EC Treaty),
  - the adoption of measures to combat terrorism, trafficking in persons and offences against children, drug trafficking, arms trafficking, corruption and fraud (Article 29 EC Treaty),
  - measures in the field of judicial cooperation in civil matters having cross-border implications (Article 65 EC Treaty),
  - measures to combat fraud affecting the financial interests of the Community (Article 280 EC Treaty),
  - measures setting high standards of quality and safety of organs and substances of human origin, blood and blood derivatives (Article 152(4)(a) EC Treaty),
  - measures in the veterinary and phytosanitary fields (Article 152(4)(b) EC Treaty),
- C. whereas Parliament has a duty to accept fully the new institutional responsibilities laid down in the Treaty, in particular where:
- the codecision procedure applies,
  - it is involved for the first time in Council decisions under a consultation procedure (e.g. Article 65 of the EC Treaty),
- D. whereas under the codecision procedure Parliament is co-legislator and, with the Council, has joint and legal political responsibility for acts coming under that procedure; whereas its participation in the formulation and conclusion of such acts is based on an interinstitutional balance substantially different from that laid down by the Treaties for other legislative procedures, under which the Council alone bears final responsibility,
- E. whereas the entry into force of the Treaty of Amsterdam will require three types of changes to be made to legislative proposals pending:
- a change of legal framework following the setting of new objectives for the Union (e.g. Title IV of the EC Treaty),
  - a change of legal basis, with no change in procedure (e.g. proposals based on Article 100a which are to be based on Article 152 since they relate to public health),
  - a change of legislative procedure (e.g. in the transport field, Article 75 (cooperation) has become Article 71 (codecision)),
- F. whereas, in the three instances referred to above, wherever the relevant Treaty change entails a change in the nature of the act concerned and a substantially different role for Parliament in the legislative procedure (e.g. the introduction of new Community powers or of the codecision procedure), the latter must begin when the Treaty comes into force,

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- G. whereas the Treaty has entered into force in exceptional political circumstances, at a time when the Commission has resigned and Parliament is holding its last part-session prior to the European elections on 13 June 1999,
- H. whereas, in certain instances in which the codecision procedure applies, the Treaty provides for compulsory consultation of the Economic and Social Committee and the Committee of the Regions; whereas, in addition to the legal implications deriving therefrom, such consultation has major political implications in that it fosters greater participation by interested parties in the drafting of Community acts; whereas, in this connection, Parliament accepts its responsibility as co-legislator to ensure that this procedure is fully implemented,
- I. whereas, in the public interest, the institutions should, in accordance with the principle of wholehearted cooperation, provide for an accelerated procedure for urgent legislative proposals to which the codecision procedure applies following the Treaty's entry into force, on condition that such proposals are of major political importance and due respect is shown for Parliament's prerogatives and the principle of legal certainty,
- J. whereas, given that the Union's powers are exclusively sector-based, all Community acts must be based on a Treaty provision conferring on the Union the power to act and indicating the procedure to be followed; whereas the Court of Justice has consistently found that the choice of legal basis for any act must be based on objective factors which may be subjected to judicial scrutiny,
- K. whereas each Community act must be adopted under the procedure laid down in the provision which constitutes the appropriate legal basis for that act, in the form in which it applies at the time of the act's final adoption,
1. Notes the legislative proposals forwarded by the Commission and, as regards all those which have evolved towards the codecision procedure, considers, as a general rule, that the procedure began on 1 May 1999;
  2. Considers that, given the current political circumstances linked to the completion of the work of the fourth parliament, it would be more appropriate for the next parliament to confirm most of the proposals adopted under legislative procedures which have evolved towards the codecision procedure;
  3. Considers nonetheless that, in particular for urgent legislative proposals coming under the codecision procedure, an accelerated procedure could be implemented (during the part-session in May 1999) with a view to taking a final decision thereon, provided that the following conditions are fulfilled:
    - the Commission has forwarded a legislative proposal to Parliament and the Council, pursuant to Article 251 of the EC Treaty,
    - Parliament has confirmed its opinion at first reading, delivered prior to the entry into force of the Treaty,
    - the Council has confirmed its common position or, where appropriate, adopted the relevant act if it accepts Parliament's amendments,
    - where appropriate, Parliament has adopted the common position (Article 251(2)(a)),
    - lastly, where appropriate, the Court of Auditors, the Economic and Social Committee and the Committee of the Regions have been consulted under an extraordinary procedure;
  4. Welcomes the Commission's undertaking to forward amended proposals at the earliest opportunity, with a view to taking due account *inter alia* of the views already expressed by Parliament and the Council within the context of other legislative procedures which took place prior to the Treaty's entry into force;
  5. Affirms its political will to cooperate wholeheartedly with the other institutions in implementing the first stage of the codecision procedure, as laid down in Article 251(2) of the EC Treaty;
  6. Recalls that, *inter alia* in the fields of social affairs, energy, the environment and transport, the codecision procedure provides for consultation of the Committee of the Regions and/or the Economic and Social Committee and calls, in a spirit of wholehearted cooperation, for those two bodies to be able to express their views as rapidly as possible;
  7. Reserves the right to express its opinion at a later date, particularly on matters in respect of which the Commission is to submit amended proposals, *inter alia* because a new legal basis (e.g. Article 152) is to apply;

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8. Urges the Commission, in connection with the proposals relating to the area of freedom, security and justice (Title IV of the EC Treaty), to submit legislative proposals taking due account of the change in the nature of the acts concerned;

9. Notes the guidelines on changes in legal basis and/or procedure set out in the aforementioned Commission document, without prejudice however to the subsequent application to given proposals of the provisions on the verification of legal bases laid down in its Rules of Procedure;

10. Instructs its President to forward this resolution to the Commission, the Council, the Court of Auditors, the Committee of the Regions, the Economic and Social Committee, the governments and parliaments of the Member States.

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### **8. Plantations of fruit trees** \* (procedure without report)

**Proposal for a Council Directive amending Directive 76/625/EEC concerning the statistical surveys to be carried out by the Member States in order to determine the production potential of plantations of certain species of fruit trees (COM(99)0078 – C4-0181/99 – 99/0051(CNS))**

(Consultation procedure)

The proposal was approved.

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### **9. Residue of veterinary medicinal products in foodstuffs of animal origin** \* (procedure without report)

**Proposal for a Council Regulation amending Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin (COM(99)0130 – C4-0167/99 – 99/0072(CNS))**

(Consultation procedure)

The proposal was approved.

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### **10. Community financial aid in the field of trans-European networks** \*\*\*I (procedure without debate)

**A4-0260/99**

**Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Regulation amending Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks (COM(98)0172 – C4-0283/98 – 98/0101(COD) – former 98/0101 (SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

— having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Amsterdam Treaty entails a change of legal basis and/or procedure,

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- having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam),
  - having regard to the proposal for a Regulation of the European Parliament and Council laying down general rules for the granting of Community financial aid in the field of trans-European networks COM(98)0172 — C4-0283/98 — 98/0101(COD), confirmed by the Commission on 3 May 1999;
  - having regard to Articles 251(2) and 156 of the EC Treaty,
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Budgets (A4-0260/99),
1. Confirms as its first reading under the codecision procedure its vote of 19 November 1998 <sup>(2)</sup> on the proposal for a Council Regulation laying down general rules for the granting of Community financial aid in the field of trans-European networks (COM(98)0172);
  2. Calls on the Commission to alter its proposal accordingly;
  3. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 186.

## **11. Protection of workers from the risk of explosive atmospheres \*\*\*I (procedure without debate)**

**A4-0258/99**

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (COM(95)0310 — C4-0508/95 — 95/0235(COD) — formerly 95/0235(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending at 1 May 1999 for which the entry into force of the Treaty of Amsterdam implies a change in the legal basis and/or a change in procedure,
- having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam),
- having regard to the proposal for a European Parliament and Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres to Parliament and the Council COM(95)0310 — C4-0508/95 — 95/0235 (COD), confirmed by the Commission on 3 May 1999,
- having regard to Articles 251(2) and 138 of the EC Treaty,
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Employment and Social Affairs (A4-0258/99),

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

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1. Confirms as its first reading under the codecision procedure its vote of 20 June 1996 <sup>(1)</sup> on the proposal for a Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (COM(95)0310);
2. Calls on the Commission to alter its proposal accordingly;
3. Instructs its President to forward this resolution to the Council and Commission.

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<sup>(1)</sup> OJ C 198, 8.7.1996, p. 177.

## 12. ESF \*\*\*I (procedure without debate)

A4-0257/99

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Regulation on the European Social Fund (COM(98)0131 – C4-0287/98 – 98/0115(COD)) – formerly 98/0115(SYN)**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 in respect of which the entry into force of the Treaty of Amsterdam involves a change in the legal basis and/or the legislative procedure,
  - having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending before Council as at 1 May 1999 with an indication of any change of legal basis or modification of legislative procedure following the entry into force of the Treaty of Amsterdam),
  - having regard to the proposal for a European Parliament and Council Regulation on the European Social Fund (COM(98)0131 – C4-0287/98 – 98/0115(COD)), confirmed by the Commission on 3 May 1999,
  - having regard to Articles 251(2) and 148 of the EC Treaty,
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Employment and Social Affairs (A4-0257/99),
1. Confirms as its first reading under the codecision procedure its vote of 19 November 1998 <sup>(2)</sup> on the proposal for a Council Regulation on the European Social Fund (COM(98)0131);
  2. Calls on the Commission to alter its proposal accordingly;
  3. Instructs its President to forward this resolution to the Council and Commission.

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 123.

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**13. ERDF \*\*\*I** (procedure without debate)**A4-0256/99****Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Regulation on the European Regional Development Fund (COM(98)0131 – C4-0286/98 – 98/0114(COD) – formerly 98/0114(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam entails a change of legal basis and/or procedure,
  - having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending before the Council as at 1 May 1999, indicating the new legal basis and any change to the legislative procedure following the entry into force of the Treaty of Amsterdam),
  - having regard to the proposal for a European Parliament and Council Regulation on the European Regional Development Fund (COM(98)0131 – C4-0286/98 – 98/0114(COD), confirmed by the Commission on 3 May 1999,
  - having regard to Articles 251(2) and 162 of the EC Treaty,
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Regional Policy (A4-0256/99),
1. Confirms as its first reading under the codecision procedure its vote of 19 November 1998 <sup>(2)</sup> on the proposal for a Council Regulation on the European Regional Development Fund (COM(98)0131);
  2. Calls on the Commission to alter its proposal accordingly;
  3. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 178.

**14. Charging of heavy goods vehicles \*\*\*I** (procedure without debate)**A4-0259/99****Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (COM(96)0331 – C4-0027/97 – 96/0182(COD) – formerly 96/0182(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam entails a change of legal basis and/or procedure,

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- having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending before the Council as at 1 May 1999, indicating the new legal basis and any change to the legislative procedure following the entry into force of the Treaty of Amsterdam),
  - having regard to the proposal for a European Parliament and Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (COM(96)0331 — C4-0027/97 — 96/0182(COD), confirmed by the Commission on 3 May 1999,
  - having regard to Articles 251(2) and 71 of the EC Treaty,
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Transport and Tourism (A4-0259/99),
1. Confirms as its first reading under the codecision procedure its vote of 17 July 1997 <sup>(2)</sup> on the proposal for a Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (COM(96)0331);
  2. Calls on the Commission to alter its proposal accordingly;
  3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 286, 22.9.1997, p. 217.

## 15. Free movement of workers \*\*\*I (procedure without debate)

A4-0252/99

### I.

#### Proposal for a European Parliament and Council Regulation amending Council Regulation (EEC) No 1612/68 on freedom of movement for workers within the Community (COM(98)0394 — C4-0575/98 — 98/0229(COD))

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

#### ARTICLE 1(1)

#### Article 1(1) (Regulation (EEC) No 1612/68)

1. Any national of a Member State shall, irrespective of his place of residence, have the right to seek employment, to join a vocational training course or to take up an activity as an employed person and to pursue such activity within the territory of another Member State, in accordance with the provisions laid down by law, regulation or administrative action governing the employment of nationals of that State.

1. Any national of a Member State shall, irrespective of his place of residence, have the right to seek employment, to join a vocational training course or to take up an activity as an employed person, **including atypical employment**, and to pursue such activity within the territory of another Member State, in accordance with the provisions laid down by law, regulation or administrative action governing the employment of nationals of that State.

(\*) OJ C 344, 12.11.1998, p. 9.



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 2)

## ARTICLE 1(3)

*Article 5, 2nd paragraph (Regulation (EEC) No 1612/68)*

He shall also be entitled to the recruitment aids available to nationals wishing to take up employment, or to join a vocational training course.

He shall also be entitled to the **advisory and** recruitment aids available to nationals wishing to take up employment, **including atypical employment**, or to join a vocational training course. **In addition he shall be provided with information on the administrative and legal provisions regarding employment and social security applicable in the territory of another Member State.**

(Amendment 3)

## ARTICLE 1(4)(a)

*Article 7(1) (Regulation (EEC) No 1612/68)*

1. A worker who is a national of a Member State may not, in the territory of another Member State, be treated differently from national workers by reason of his nationality in respect of any conditions of employment and work, particularly as regards health, safety and hygiene, remuneration and dismissal *or occupational rehabilitation, reinstatement or re-employment, should he become unemployed or fully or partially unfit for work.*

1. A worker who is a national of a Member State may not, in the territory of another Member State, be treated differently from national workers by reason of his nationality in respect of any conditions of employment and work, particularly as regards health, safety and hygiene, remuneration and dismissal **and in the event of his becoming unemployed or fully or partially unfit for work, and as regards occupational rehabilitation, reinstatement or re-employment.**

(Amendment 4)

## ARTICLE 1(4)

*Article 7(5) (Regulation (EEC) No 1612/68)*

5. Where working conditions, professional advancement or certain advantages accorded to workers depend, in a Member State, on the occurrence of certain facts or events, any comparable facts or events which have occurred in any other Member State shall entail the same consequences or confer the same advantages accorded.

5. Where working conditions, professional advancement or certain advantages accorded to workers depend, in a Member State, on the occurrence of certain facts or events, **including the acquisition of professional or extra-professional experience, seniority, a university degree or administrative grade**, any comparable facts or events which have occurred in any other Member State shall entail the same consequences or confer the same advantages accorded.

(Amendment 5)

## ARTICLE 1(8)

*Article 9a (Regulation (EEC) No 1612/68)*

The provisions of Articles 7, 8 and 9 shall apply to any national of a Member State carrying out an activity in the territory of a Member State who is seconded by his employer to the territory of another Member State or to a place outside the territory of the European Union, and to any worker who is a national of a Member State and employed in non-member countries if his employment relationship has a sufficiently close link to the law of a Member State.

The provisions of Articles **1a**, 7, 8 and 9 shall apply to any national of a Member State carrying out an activity in the territory of a Member State who is seconded by his employer to the territory of another Member State or to a place outside the territory of the European Union, and to any worker who is a national of a Member State and employed in non-member countries if his employment relationship has a sufficiently close link to the law of a Member State.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 7)

ARTICLE 1(9)

*Article 10(1)(c) (Regulation (EEC) No 1612/68)*

(c) any other member of the family of the worker or that of his spouse who is dependent on the worker *or is living under his roof in the Member State whence he comes.*

(c) any other member of the family of the worker or that of his spouse who is **judicially or legally** dependent on the worker.

(Amendment 9)

ARTICLE 1(10)

*Article 12, 1st paragraph (Regulation (EEC) No 1612/68)*

The members of the family of a national of a Member State who is or has been employed in the territory of another Member State who are covered by Article 10 shall be admitted to that State's general educational, apprenticeship and university or non-university vocational training courses under the same conditions as nationals of that State, if they are residing in that territory.

The members of the family of a national of a Member State who is or has been employed in the territory of another Member State who are covered by Article 10 shall be admitted to that State's general educational, apprenticeship and university or non-university vocational training courses **including retraining, continuing and further training** under the same conditions as nationals of that State, if they are residing in that territory.

**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Regulation amending Council Regulation (EEC) No 1612/68 on freedom of movement for workers within the Community (COM(98)0394 – C4-0575/98 – 98/0229(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council, COM(98)0394 – 98/0229(COD) <sup>(1)</sup>,
- having regard to Article 189b(2) and 49 (now Articles 251 and 40) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C4-0575/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Employment and Social Affairs and the opinion of the Committee on Petitions (A4-0252/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 344, 12.11.1998, p. 9.

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## II.

**Proposal for a European Parliament and Council Directive amending Directive 68/360/EEC on the abolition of restrictions on movement and residence within the Community for workers of Member States and their families (COM(98)0394 – C4-0576/98 – 98/0230(COD))**

The proposal was approved with the following amendments:

TEXT PROPOSED BY THE COMMISSION (*)	AMENDMENTS BY PARLIAMENT
(Amendment 10)	
<i>ARTICLE 1(1)</i>	
<i>Article 2(1), 1st sentence (Directive 68/360/EEC)</i>	
<p>Member States shall grant the nationals referred to in Article 1 the right to leave their territory in order to seek employment, to join vocational training courses or to take up activities as employed persons and to pursue such activities in the territory of another Member State.</p>	<p>Member States shall grant the nationals referred to in Article 1 the right to leave their territory in order to seek employment, to join vocational training courses or to take up activities as employed persons <b>including atypical employment</b> and to pursue such activities in the territory of another Member State.</p>
(Amendment 12)	
<i>ARTICLE 1(4)</i>	
<i>Article 4(a)(4) (Directive 68/360/EEC)</i>	
<p>4. Absences not exceeding six consecutive months and absences in connection with the completion of military service or for reasons of health, for maternity or <i>study</i> shall not constitute an interruption of the period of residence for the purpose of calculating the three-year period referred to in paragraph 1.</p>	<p>4. Absences not exceeding six consecutive months and absences in connection with the completion of military service or for reasons of health <b>or concerning the family</b>, for maternity or <b>training</b> shall not constitute an interruption of the period of residence for the purpose of calculating the three-year period referred to in paragraph 1.</p>
(Amendment 13)	
<i>ARTICLE 1(5)(b)</i>	
<i>Article 6(2) (Directive 68/360/EEC)</i>	
<p>2. Breaks in residence not exceeding six consecutive months and absence on military service or due to reasons of health, maternity, <i>study</i> or posting for employment shall not affect the validity of a residence permit.</p>	<p>2. Breaks in residence not exceeding six consecutive months and absence on military service or due to reasons of health <b>or reasons concerning the family</b>, maternity, <b>training</b> or posting for employment shall not affect the validity of a residence permit.</p>

(\*) OJ C 344, 12.11.1998, p. 12.

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**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Directive amending Directive 68/360/EEC on the abolition of restrictions on movement and residence within the Community for workers of Member States and their families (COM(98)0394 – C4-0576/98 – 98/0230(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council, COM(98)0394 – 98/0230(COD) <sup>(1)</sup>,
  - having regard to Articles 189b(2) and 49 (now Articles 251 and 40) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C4-0576/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Employment and Social Affairs and the opinion of the Committee on Petitions (A4-0252/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
  4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 344, 12.11.1998, p. 12.

**III.**

**Proposal for a European Parliament and Council Decision establishing an Advisory Committee on freedom of movement and social security for Community workers and amending Council Regulations (EEC) No 1612/68 and (EEC) No 1408/71 (COM(98)0394 – C4-0577/98 – 98/0231(COD))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 14)

*Recital 9*

(9) Whereas the Advisory Committee will, to a large extent, take over the responsibilities of the current committees, but consolidate and rationalise them to achieve greater efficiency and to provide the overview needed for a comprehensive analysis of freedom of movement;

(9) Whereas the Advisory Committee will, to a large extent, take over the responsibilities of the current committees, but consolidate and rationalise them to achieve greater efficiency and to provide the overview needed for a comprehensive analysis of freedom of movement **including all aspects relating to frontier workers;**

(\*) OJ C 344, 12.11.1998, p. 16.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 15)

*Article 1*

An Advisory Committee on freedom of movement and social security for workers within the Community (hereinafter: the 'Committee') is hereby established, to be responsible for assisting the Commission in the examination of matters arising from the freedom of movement of workers and the coordination of social security schemes, and the link between those matters and employment questions.

A committee **of an advisory nature** on freedom of movement and social security for workers within the Community (hereinafter: the 'Committee') is hereby established, to be responsible for assisting the Commission in the examination of matters arising from the freedom of movement of workers and the coordination of social security schemes, and the link between those matters and employment questions.

(Amendment 16)

*Article 2(1) introduction*

1. The Committee shall be composed of *90* members, comprising, for each Member State:

1. The Committee shall be composed of **45** members, comprising, for each Member State:

(Amendment 17)

*Article 3(3)*

3. Acting on a proposal from its Chairman, the Committee may decide, *in exceptional circumstances*, to take advice from any individuals or representatives of organisations with extensive experience in matters of social security or the freedom of movement of workers.

3. Acting on a proposal from its Chairman, the Committee may decide to take advice from any individuals or representatives of organisations, **including the Standing Committee on Employment**, with extensive experience in matters of **the labour market** social security or the freedom of movement of workers.

(Amendment 18)

*Article 4(a)*

(a) to examine questions concerning the freedom of movement and social security of migrant workers, with particular regard to how worker mobility is linked to and affects national employment policy in the Member States;

(a) to examine questions concerning the freedom of movement and social security of migrant workers **including frontier workers**, with particular regard to how worker mobility is linked to and affects national employment policy in the Member States;

(Amendment 19)

*Article 4(b), 2nd subparagraph (new)*

**to examine the cross-border implications in particular for migrant workers and frontier workers of Community legislative proposals and national provisions, including collective employment agreements on social protection, medical costs, taxation and labour law;**

(Amendment 20)

*Article 4(d)*

(d) to deliver, either at the request of the Commission or on its own initiative, opinions on general questions *or on*

(d) to deliver, either at the request of the Commission or on its own initiative, opinions on general questions, in particular

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

*questions of principle*, in particular on exchange of information concerning developments on the labour market, on the movement of workers between Member States, on programmes or measures to develop vocational guidance and vocational training which are likely to enhance the opportunities of freedom of movement and employment, and on all forms of assistance to workers and their families, including social assistance and the housing of workers;

on **the** exchange of information concerning developments on the labour market, on the movement of workers **and job seekers** between Member States, on programmes or measures to develop vocational guidance and vocational training which are likely to enhance the opportunities of freedom of movement and employment, and on all forms of assistance to workers and their families, including **legal and** social assistance and the housing of workers;

(Amendment 22)

*Article 4(da) and (db) (new)*

- (da) to encourage cooperation between the Member States to find solutions for specific problems with regard to the social security of frontier workers, inter alia with regard to their social security contributions and the right to payments and benefits;**
- (db) to develop proposals addressed to the Member States to counter any adverse effects for frontier workers as a result of changes in the organisation or financing of social security systems.**

(Amendment 23)

*Article 4(e)*

- (e) to examine general questions *or questions of principle* and the problems raised by the implementation of regulations issued pursuant to the provisions of Article 51 of the Treaty;
- (e) to examine general questions and the problems raised by the implementation of regulations issued pursuant to the provisions of Article 42 of the Treaty;

**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Decision establishing an Advisory Committee on freedom of movement and social security for Community workers and amending Council Regulations (EEC) No 1612/68 and (EEC) No 1408/71 (COM(98)0394 – C4-0577/98 – 98/0231(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council, COM(98)0394 – 98/0231(COD) <sup>(1)</sup>,
- having regard to Articles 189b(2), 49, 51 and 235 (now Articles 251, 40, 42 and 308) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C4-0577/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Employment and Social Affairs and the opinions of the Committee on Budgets and the Committee on Petitions (A4-0252/99),

<sup>(1)</sup> OJ C 344, 12.11.1998, p. 16.

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1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this opinion to the Council and Commission.

**16. Slovenia's participation in the Community SME programme** \* (procedure without debate)

A4-0203/99

**Proposal for a Council Decision concerning the Community position within the Association Council on the participation of Slovenia in the Community programme in the field of small and medium-sized enterprises (COM(99)0072 – C4-0162/99 – 99/0054(CNS))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital –1 (new)*

**Whereas account should be taken of the code of conduct established between Parliament and the Commission on information for and attendance by representatives of Parliament at proceedings of Commission committees as set out in the European Parliament resolution of 24 October 1996 <sup>(1)</sup>;**

<sup>(1)</sup> OJ C 347, 18.11.1996, p. 125.

(Amendment 2)

*Recital 3a (new)*

**Whereas, in addition to an *ex-post* evaluation of participation in the programme – which also includes methods of new public management – thorough preparation and accompanying measures are essential in order to guarantee not only the efficient allocation of funds but also the overall success of the programme;**

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TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 3)

*Recital 3b (new)*

**Whereas the Association Council updates the criteria for the programmes with the help of benchmarks; whereas the Commission evaluates the most efficient country participations in an annual report by using the best practice method;**

(Amendment 4)

*Operative paragraph a (new)*

**Whenever, pursuant to Article 2 of the Europe Agreement, resources mobilised from the budget are supplemented by a national contribution, the Commission shall duly notify the budgetary authority of the breakdown of the overall amount allocated to this measure, so that that information can be included in the budget (Annex IV).**

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Decision concerning the Community position within the Association Council on the participation of Slovenia in the Community programme in the field of small- and medium-sized enterprises (COM(99)0072 – C4-0162/99 – 99/0054(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(99)0072 – 99/0054(CNS),
- having been consulted by the Council pursuant to Articles 130(3) and 228(3), first subparagraph (now Articles 157(3) and 300(3), first subparagraph) of the EC Treaty (C4-0162/99),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Budgets (A4-0203/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament.
  4. Instructs its President to forward this opinion to the Council and Commission.
-



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**17. List of types of behaviour infringing the CFP** \* (procedure without debate)

A4-0192/99

**Proposal for a Council Regulation (EC) establishing a list of types of behaviour which seriously infringe the rules of the common fisheries policy (COM(99)0070 – C4-0139/99 – 99/0050(CNS))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Article 2(2)*

2. The Commission shall make the information it receives pursuant to paragraph 1 available to the Member States, the European Parliament and the Advisory Committee of Fisheries.

2. The Commission shall make the information it receives pursuant to paragraph 1 available to the Member States, the European Parliament and the Advisory Committee of Fisheries, **on an annual basis and at the latest before 30 June of the year following the collection of the data.**

(Amendment 2)

*Article 2a (new)***Article 2a**

**In accordance with the procedure laid down in Article 37 of the Treaty and before 30 June 2000, the Council shall draw up a list of the penalties which the infringements of the Community rules referred to in Article 1 and which are listed in the Annex hereto attract in the different Member States and shall adopt follow-up action, in particular with a view to arriving at comparable penalties for comparable infringements throughout the Community.**

(Amendment 3)

*Annex (E), indent*

— Landing, placing on sale and transporting fishery products not meeting the marketing standards in force and in particular those concerning minimum sizes.

— **Illegal landing of fish;**  
— Placing on sale and transporting fishery products **illegally caught or landed or** not meeting the marketing standards in force and in particular those concerning minimum sizes.

(\*) OJ C 105, 15.4.1999, p. 3.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation (EC) establishing a list of types of behaviour which seriously infringe the rules of the common fisheries policy (COM(99)0070 – C4-0139/99 – 99/0050(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(99)0070 – 99/0050(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0139/99),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Fisheries (A4-0192/99),

1. Approves the Commission proposal subject to Parliament's amendments;
2. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
3. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
4. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 105, 15.4.1999, p. 3.

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**18. Inter-American Tropical Tuna Commission \* (procedure without debate)**

**A4-0193/99**

**Proposal for a Council Decision authorising the Kingdom of Spain to accede to the Convention establishing the Inter-American Tropical Tuna Commission on a temporary basis (COM(99)0092 – C4-0168/99 – 99/0058(CNS))**

The proposal was approved

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Decision authorising the Kingdom of Spain to accede to the Convention establishing the Inter-American Tropical Tuna Commission (COM(99)0092 – C4-0168/99 – 99/0058(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council (COM(99)0092 – 99/0058(CNS)),
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0168/99),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Fisheries (A4-0193/99),

1. Approves the Commission proposal;
  2. Instructs its President to forward this opinion to the Council and Commission.
-

## 19. ASEM process (procedure without debate)

**A4-0197/99**

### **Resolution on the Commission working document on Perspectives and Priorities for the ASEM Process (SEC(97)1239 – C4-0667/97)**

*The European Parliament,*

- having regard to the Commission working document (SEC(97)1239 – C4-0667/97),
  - having regard to its resolution of 14 June 1995 on the communication from the Commission to the Council 'Towards a new Asia strategy' <sup>(1)</sup>,
  - having regard to its resolution of 12 March 1998 on the ASEM process (Europe-Asia relations) <sup>(2)</sup>,
  - having regard to its resolutions of 17 December 1998 on the communication from the Commission to the Council and the European Parliament on 'The European Union and the external dimension of human rights policy: from Rome to Maastricht and beyond' (COM(95)0567 – C4-0568/95) and on 'Human rights in the world in 1997 and 1998 and European Union human rights policy' <sup>(3)</sup>,
  - having regard to its resolution of 9 February 1999 on the Commission communication 'Building a Comprehensive Partnership with China' <sup>(4)</sup>,
  - having regard to its resolution of 11 March 1999 on the human rights situation in Indonesia, in particular on the Moluccan Islands and on East Timor <sup>(5)</sup>,
  - having regard to its resolution of 23 March 1999 on KEDO <sup>(6)</sup>,
  - having regard to the report of the Committee on Foreign Affairs, Security and Defence Policy (A4-0197/99),
- A. whereas ever increasing interdependence is a characteristic feature of today's world and many links exist between Europe's prospects and those of Asia, in particular in the economic, security and environmental areas,
- B. whereas EU policy in Asia must give priority to strengthening democracy and improving implementation of and compliance with the principles of the rule of law in the region,
- C. whereas there is a general wish among East Asian countries that Europe increases its presence in the region and this provides an excellent basis for the progressive development of cooperation between the two regions,
- D. whereas the ASEM (Asia-Europe Meeting) process constitutes a valuable framework for dialogue and initiation of cooperation, but needs clearer objectives; whereas step by step institutionalisation of the relationship between the EU and the ASEM partners would pave the way for the achievement of more concrete results,
- E. whereas combating the East Asian economic crisis is a shared interest between the countries hit and the EU; whereas the EU is keeping its markets open to increasing export flows from East Asia and has contributed to the establishment of the ASEM Trust Fund and to the creation of a network of financial experts,
- F. whereas crisis hit countries now strive to increase transparency in economic matters and to become more open, *inter alia* in order to attract new investments, but much work remains to be done, e.g. as regards the lowering of the manifold barriers that EU exporters find themselves confronted with in East Asian countries,

<sup>(1)</sup> OJ C 166, 3.7.1995, p. 64.

<sup>(2)</sup> OJ C 104, 6.4.1998, p. 217.

<sup>(3)</sup> OJ C 98, 9.4.1999, pp. 267 and 270.

<sup>(4)</sup> Minutes of that date, Part II, Item 13.

<sup>(5)</sup> Minutes of that date, Part II, Item 7.

<sup>(6)</sup> Minutes of that date, Part II, Item 11.

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- G. whereas the declarations on the need to reform the International Monetary Fund (IMF) and the World Bank made by prominent representatives of these institutions' leading members must now be followed by action,
- H. whereas there is a general need to promote dialogue on security issues in East Asia, extend the role of the ASEAN Regional Forum and encourage all countries to support the development of mechanisms for peaceful settlement of disputes,
- I. whereas a peaceful transition from the present Indonesian occupation to a new political order in East Timor is necessary not only to avoid further suffering being inflicted on the East Timorese people, but also to prevent destabilisation of the wider region,
- J. whereas the EU has the potential to play a constructive role in relation to the East Timor issue and should do so in cooperation with the Member State Portugal, which is recognised by the United Nations as the legitimate administering power and has pledged to provide substantial assistance to East Timor,
- K. whereas by taking on such a role the EU would also give further evidence of its commitment and capacity to contribute to the region's development in a productive way,
- L. whereas current trends at global level in the use of natural resources, pollution and degradation of the environment call for radical changes in resource use patterns and models for economic development; whereas the choices of Asian countries in this regard are of critical importance, given the size of their populations, development needs and potential for further economic growth; whereas the EU should work with its partners in ASEM to achieve environmentally and socially sustainable growth,
- M. whereas the Treaty as well as repeated declarations make clear that commitment to human rights is a core element of the EU's common foreign and security policy; whereas in consequence this commitment cannot be neglected or taken lightly by the EU in its cooperation with any single state or group of states in the world without this having a damaging effect on the credibility of the CFSP in its entirety,
1. Calls on the EU and its Member States and on the Asian partners to give high priority to taking the ASEM process forward and strengthening it, by taking the first steps towards the constitution of an organisation capable of acting collectively;
  2. Calls on the ASEM Member States to extend membership at least to South Asian countries;
  3. Considers that improved preparation of ASEM summits and greater readiness from the participants to initiate concrete activities, approve the creation of supporting structures, define time frames and agree on adequate follow-up arrangements are required;
  4. Reiterates that parliamentary dialogue is an essential element of the ASEM process and, in this regard, calls for a clear role for the European Parliament and the national parliaments of Asia in this process, one which provides for involvement in forthcoming negotiations and discussion as well as consultation on their results;
  5. Calls for support for Asia-Europe cooperation at civil society level to be developed and NGOs to be associated to the ASEM process in such a way as to enable NGOs to input into the discussions between ASEM political leaders, as the business community is able to;
  6. Considers that efforts must be made to prevent overlaps with projects within the framework of the EC-ASEAN Cooperation Agreement;
  7. Welcomes the establishment of the Asia-Europe Foundation and of the Asia-Europe Environmental Technology Centre and considers that it may prove appropriate to develop similar structures for promotion of cooperation in other areas as well;
  8. Supports the pursuit of improved market access and investment opportunities in the framework of the Trade Facilitation Action Plan (TFAP) and the Investment Promotion Action Plan (IPAP) and notes that Europe and East Asia have strong common interests in these domains;

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9. Points out that full account must be taken of the multi-faceted and in some cases deep-rooted character of the barriers that exporters to East Asia are still confronted with; emphasises that real progress may not be made until exporters experience clear improvements;
  10. Calls on ASEM participants to work together to ensure the successful launch of a comprehensive and balanced WTO round, which results in further progressive liberalisation across all sectors and more effective and productive WTO disciplines, including in new areas such as investment, competition or trade facilitation, and to maintain such cooperation in the course of the new negotiations, so as to ensure their successful conclusion within a short time-frame;
  11. Emphasises that the EU should continue to press for integration of environmental provisions in global trade rules and elaborate on its proposals on how this should be done, with a view to convincing reluctant countries that they need not fear any arbitrary or unfair treatment as a result of the introduction of environmental clauses; invites the Commission and the Member States to exploit fully the possibilities to conduct a dialogue on this issue offered by the ASEM process;
  12. Invites the EU and its Member States to put much more emphasis in its dialogue with Asian partners on the necessity to guarantee basic social rights for all workers and to make sure that appropriate attention is paid to this issue in the work on trade facilitation;
  13. Considers, in this connection, that the utmost attention should be paid during the Euro-Asian dialogue to the use of child labour, with a view to ensuring that the swiftest possible end is put to this practice in Asian countries;
  14. Emphasises the importance of ensuring that women are afforded equal opportunities in Asian countries by removing all barriers, both professional and social;
  15. Calls on the EU and its Member States to prepare concrete proposals for a comprehensive reform of the IMF geared at radically increasing its capacity to guarantee the stability of the international monetary system and address crises in an adequate way, similarly calls for efforts to reform the World Bank to be stepped up;
  16. Reiterates its support of the Council decision not to accept the participation of Burma at EU-ASEAN and ASEM meetings until there are significant improvements in human rights and democracy in Burma;
  17. Invites the Council and the Commission to study how the EU can support the development of viable political, economic and social structures in East Timor, and thereby facilitate a peaceful ending of the Indonesian occupation;
  18. Emphasises the importance of supporting the ASEAN Regional Forum and other initiatives and arrangements that can contribute to reducing existing tensions and provide safeguards against the emergence and escalation of conflicts in the future; considers the attempts at making South East Asia a nuclear weapon free zone to be a good example of such an initiative;
  19. Urges the EU and its Member States to step up their efforts at achieving consensus on the inclusion of clear commitments to human rights to be included in key ASEM documents and to persist in raising concrete human rights issues in plenary ASEM meetings as well as in bilateral contacts with representatives at the highest level of relevant states;
  20. Instructs its President to forward this resolution to the Commission and the Council and the governments and parliaments of the ASEM countries.
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## 20. Green Paper on radio frequencies policy (procedure without debate)

A4-0202/99

### **Resolution on the Commission Green Paper on Radio Spectrum Policy in the context of European Community policies such as telecommunications, broadcasting, transport, and R&D (COM(98)0596 – C4-0066/99)**

*The European Parliament,*

- having regard to the Commission Green Paper (COM(98)0596 – C4-0066/99),
  - having regard to the Commission Communication on Radio frequency requirements for Community policies in the context of 'The World Radiocommunications Conference 1999' (WRC-99) (COM(98)0298),
  - having regard to the Commission Communication on the World Radiocommunications Conference 1997 (WRC-97) (COM(97)0304),
  - having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy (A4-0202/99),
- A. whereas radio spectrum policy and spectrum management has been primarily addressed as a matter of national political control,
- B. whereas the introduction and deployment of frequency dependent pan-European and global services are, however, subject to EU legislation (e.g. assignment/licensing, marketing/use of equipment) and policies (e.g. telecommunications, broadcasting, transport) and to international commitments (e.g. ITU/WRC, WTO),
- C. whereas the absence of effective harmonisation of European spectrum policy, except for a limited number of specifically identified areas, is a factor of increased costs, delays for deployment of new services and inefficient management or re-allocation of frequency bands,
- D. whereas, in an internal market and a space with no internal borders to the free movement of people and services, management of the radio spectrum based on national decision-making becomes anachronistic and counter-productive, especially when Member States participate in international fora such as CEPT and ITU,
- E. whereas, if the EU is unable to act on behalf of the EU Member States in the field of frequency policy in international fora such as the ITU, this could act as a brake on efforts to improve the EU's competitiveness with the United States and Japan,
- F. whereas the development of more efficient transmission systems based on digital technologies should not be hampered by the continued allocation of frequency bands to systems based on older technologies, except when there is a clear public interest to maintain these,
- G. whereas non-profit applications of public interest shall be considered with sufficient care,
1. Approves the initiative by the Commission of starting a debate on all aspects of radio spectrum policy which are pertinent in the Community and global context, be it for telecommunications, broadcasting, transport or research, and to strive for a coherent and balanced approach across all sectors;
  2. Considers that a new approach should be initiated, where harmonised policy-making with regard to frequency availability should be the rule so as to allow for systematically pan-European services and ensure a flexible and adaptative framework overcoming the rigidities entailed by the current situation of fragmented national policies, while allowing the preservation of legitimate issues of national decision-making where these are justified, in particular for the management and assignment of frequencies;

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3. Calls for a strengthening of procedures to be implemented at EU level to guarantee that the positions of the Community and its Member States are coordinated in all circumstances in the international bodies, and that recommendations of the ITU or the ERC are appropriately transposed within a consistent time scale;
4. Specifically draws attention to how valuable it would be to Community interests if all the Member State governments were to give the broadest possible political support to an agreed common position for the purposes of the forthcoming World Radiocommunications Conference (WRC-99);
5. Calls for a systematic planning framework for the usage of frequencies to be initiated and implemented at EU-wide scale, so as to make possible a consistent and economical re-farming of frequencies basing on the economies of scale that might be achieved from such a EU-wide approach;
6. Recommends that frequency allocations be subject to harmonised criteria regarding efficient use, and that the use of already allocated frequencies be periodically assessed for all sectors, both commercial and public, so as to avoid their sub-optimal utilisation;
7. Recommends that radio spectrum policy and spectrum management should facilitate technological innovation and stimulate competition and that the use of auctions and other pricing and fee mechanisms by Member States should enhance efficient use of frequencies;
8. Recommends that revenues raised through the use of radio spectrum is dedicated to enhance radio spectrum availability and efficiency, for example where re-allocation of frequencies is necessary;
9. Warns therefore against the biases introduced in a sound management of frequencies and in the development of competition which is induced by the tendency in some Member States to auction or price spectrum for given activities, unless the corresponding revenues are specifically used to cover the costs induced by the re-allocation of frequencies;
10. Considers that the EU should take a clear commitment to the accelerated re-allocation of frequencies currently used by traditional analog transmission systems in favour of their more modern and spectrum-efficient counterparts, except when there is a clear and defined public interest to maintain these, such as for public broadcasting;
11. Confirms its strong support for harmonised European and, whenever possible, international standards developed basing on a wide industry consensus and warns against any attempt of spoiling valuable spectrum space by allowing for the proliferation of redundant competing technical specifications with no visible added value;
12. Regrets that no middle-term strategy seems to exist to allow for dealing with those spectrum management issues which fall in the remit of Member States but which might require exchange of information and even coordinated approach to promote a consistent industrial policy planning and promotion of industrial standards so as to achieve economies of scale, in particular regarding short distance radio transmissions, radio navigation and fixed wireless telecommunications;
13. Calls for securing suitable frequency bands for those EU policy areas which depend on frequency availability and for which political or legal agreement has been established in the EU;
14. Considers that, although some progress has been made in the last years, the situation of frequency management in air traffic control is far from satisfactory and should be given a high priority in the Community's strategy;
15. Calls for securing a suitable frequency band for a Global Navigation System per Satellite and for innovative telecommunications systems using high atmospheric transmissions;
16. Insists on the need to ensure that the neighbouring countries of the Union, in particular CEECs and Mediterranean countries are involved at early stages so as to prepare for pan-European harmonised bands;

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17. Calls for securing the spectrum for Research, Science and non-profit applications of public interest, such as Amateur Radio service;
18. Instructs its President to forward this resolution to the Council and Commission and to the governments and parliaments of the Member States.

## 21. White Paper on commerce (procedure without debate)

A4-0241/99

### Resolution on the Commission White Paper on commerce (COM(99)0006 – C4-0060/99)

*The European Parliament,*

- having regard to the Commission White Paper (COM(99)0006 – C4-0060/99),
- having regard to the Commission Green Paper on commerce (COM(96)0530-C4-0646/96),
- having regard to the Community legislation directly connected with commerce,
- having regard to its opinion of 19 September 1996 on the proposal for a Council Decision on a third multiannual programme for small and medium-sized enterprises (SMEs) in the European Union (1997 to 2000) <sup>(1)</sup>,
- having regard to the communication from the Commission 'Towards a single market in distribution' (COM(91)0041),
- having regard to its resolution of 24 April 1997 on the coordination of activities in favour of SMEs and the craft sector (COM(95)0362 – C4-0120/96) <sup>(2)</sup>,
- having regard to its resolution of 24 April 1997 on the communication from the Commission on the craft industry and small enterprises: keys to growth and employment in Europe' (COM(95)0502 – C4-0503/95) <sup>(3)</sup>,
- having regard to its resolution of 15 July 1997 on the Commission Green Paper on commerce 'Commercial Communications in the Internal Market' (COM(96)0192 – C4-0365/96) <sup>(4)</sup>,
- having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Regional Policy (A4-0241/99),

A. whereas in 1997 commerce was the second largest employer in the EU:

- 5 million commercial enterprises, agents and representatives
- one third of all EU enterprises, 95% of which had fewer than 10 employees
- 22 million direct jobs
- 16% of the EU work-force
- 55% of persons employed in the retail trade are women
- 3,4 million retailing enterprises employing 15 million people
- 1,1 million wholesaling enterprises providing 7 million jobs
- 13,5% on average of added value in the EU economy
- a turnover of around EUR 640 billion,

<sup>(1)</sup> OJ C 320, 28.10.1996, p. 153.

<sup>(2)</sup> OJ C 150, 19.5.1997, p. 50.

<sup>(3)</sup> OJ C 150, 19.5.1997, p. 44.

<sup>(4)</sup> OJ C 286, 22.9.1997, p. 43.



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- B. whereas the publication of the White Paper on commerce demonstrates that commerce has at last been recognised as a fundamentally important economic and social sector that forms part of the tertiary sector, the section of the economy that has shown a continuing capacity to grow, develop and create jobs; and whereas there is therefore a need to take account of and foster the synergies between commerce, tourism and market services since they are closely linked and are an integral part of the commercial system as a whole,
- C. whereas the White Paper is the follow-up to the Green Paper on commerce of 1996, which the European Parliament vigorously called for in order to improve understanding and awareness among Member States of the sector's importance,
- D. whereas it is necessary to further develop relations between commerce and production at regional and Community level; whereas products that are typical of a local area (agricultural and livestock products, food products, industrial products produced for non-food ends, and craft products) will be able to gain access to new markets if they are properly assisted and publicised by the regional authorities, for which the EU must set up special programmes and provide financing; and whereas they will be able to gain access to new markets and it will be necessary to prevent protectionist measures being introduced that would restrict the operation of the internal market in the commerce sector,
- E. whereas no other sector will be more closely involved in the launch of the euro that is under way and above all its forthcoming introduction as a physical currency on 1 January 2002, as regards the process of distribution and familiarisation; and whereas there is a need to work together on the information that the commerce sector must supply to consumers and the training that must be given in advance to small enterprises, brokers, traders, and the employees of chains of food and non-food sales outlets,
- F. whereas the costs of the introduction of the euro must not be borne by final consumers; and whereas careful preparations must be made for the introduction of euro banknotes and coins to ensure that the additional costs incurred by the commerce sector will be as low as possible,
- G. whereas the European Union and the Member States must grant increased financing and take greater account of the commerce sector because of its importance for the labour market and retraining, and for relations with consumers, the production, agricultural, craft and tourist sectors and the environment,
- H. whereas the concept underlying commercial distribution is the supply of products and services to consumers as an exclusive task, while responding to market changes and promoting the habits, customs and products specific to each region or area, and at the same time fostering the internationalisation of the market in order to meet consumer demands,
- I. whereas SMEs in the commercial distribution sector are subject to a disproportionate and excessive level of Regulation, under both Community directives and regulations and national legislation,
- J. whereas in urban areas local shops are becoming rarer in certain city centres and in the suburbs, with all the adverse consequences which this has for the quality of life, resulting in marginalisation and insecurity in certain districts and pollution caused by the movement of consumers from city centres to the hinterland,
- K. whereas the opportunities offered by cross-border commerce, particularly for regions that are far from the centre of the Union, with support from cross-border cooperation programmes (Interreg II), are enormous and may make a decisive contribution to economic cooperation, through the setting-up of joint SMEs, and consequently to the socio-economic cohesion of the regions in question,
- L. whereas consumers are increasingly concerned about issues such as food production methods, the environment and animal welfare, and the commerce sector can respond to these concerns by taking on a proactive role, forcing producers to supply products that are not harmful to health and promoting, among other things, organic produce while achieving a balance between economic interests and health protection,
- M. whereas the commerce sector must take on a proactive role *vis-à-vis* producers, with a view to ensuring that labelling becomes increasingly clear and informative for consumers,

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- N. having regard to the dynamism and diversity of the commerce sector, which is not confined to the physical distribution of products and services but also includes the entire wholesale and retail trade in all its forms, in particular the activities of commercial agents who play a fundamental role in maintaining social and economic cohesiveness,
- O. whereas the various Community and national categories of commerce are increasingly involved through their trade associations in the forthcoming decisions and guidance relating to the sector,
- P. whereas the cultural function of the commerce sector must be developed in particular through the work of universities, specialised schools, research and information institutes and economics reviews, in particular in order to develop the professional nature of the sector,
- Q. having regard to the importance of the role of brand-name industries in the production-distribution-consumption process and the part they can play in improving the quality of and the information on products intended for final consumers; and whereas this will occur through an improving, systematic and ongoing dialogue with commercial enterprises and also through the institutions and joint work projects (ECR, EDI, bar codes, etc.), with the common aim of providing the consumer with the best,
- R. having regard to the commitment made in 1997 and fulfilled by the Commission to produce a White Paper as requested by Parliament in its resolution of 18 September 1997 on the Commission Green Paper on commerce (COM(96)0530 — C4-0646/96) <sup>(1)</sup>,
- S. whereas in view of the current socio-economic context in the Community and owing to its size, the commercial distribution system can make a significant contribution to increasing employment, provided that both workers and employers have received adequate training; and whereas it is therefore necessary to promote schools specialised in commerce,
- T. whereas it is of fundamental importance, in the Member States' commercial planning, for final consumers to be guaranteed the possibility of access to small-, medium- and large-scale distribution in all its forms, in line with their socio-economic needs and the consumer's right to free choice,
- U. whereas it is essential for Community and national political and legislative decision-makers, as well as consumers, to gain an understanding of the varied and distinctive forms which commerce can take and in particular the role of agents and representatives and new methods such as franchising, direct sales, and distance selling so as to ensure that these types of activities can be properly accommodated on a market designed to foster competition and remove unlawful obstacles between Member States,
1. Supports the general approach taken by the Commission in its overview of the sector set out in the White Paper;
  2. Welcomes the attention paid by the Commission to the important role, until now neglected, that can be played by small-scale and local commerce in maintaining and improving the quality of life in rural areas, in city centres and urban areas, without which, especially in island or mountain areas, economic development in all its forms (competitiveness of agriculture, economic diversification, development of tourism) is inevitably undermined; stresses the important social role that small-scale and local commerce plays in rural and peripheral areas, its contribution to direct and indirect job creation and to economic and social cohesion, in both rural and urban areas; and considers that the necessary measures should be taken to prevent retailers from closing down and, to that end, to restore the balance between large-scale and traditional commerce;
  3. Calls on the States taking part in EMU to coordinate the procedure for introducing euro cash where front-loading is concerned and agree on the period in which the two kinds of cash will both remain in circulation; calls, moreover, for that period to be shortened so as to minimise uncertainty among consumers and facilitate the change-over for the commerce sector;

<sup>(1)</sup> OJ C 304, 6.10.1997, p. 125.

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4. Notes that in order for commerce to remain diversified retailers must be sufficiently competitive, in other words capable of meeting consumers' expectations and of operating under prevailing market conditions, and must pay increasing attention to modern distribution methods such as franchising, shopping centres, commercial affiliation, automatic distribution, modern catering, etc.; considers that it would be better to define the role of these methods, not least with a view to harmonising national and Community legislation;
5. Stresses in particular the role of direct selling both as a solution to the problems of retraining middle-aged people and as a new opportunity for young people and women; and calls on the Commission to carry out a special study in this area to make it possible, among other things, to distinguish between, and use the correct terminology to denote, direct selling, including multilevel marketing, and distance selling, bearing in mind that in the former case, products and services are distributed directly to consumers via a personal contact away from permanent retail locations, especially in places where these are lacking, for example rural regions;
6. Notes that, as the commercial system develops, it will be necessary to strengthen and safeguard the professional role of commercial agents, who do not yet enjoy specific recognition even though they perform a key role on the market, and above all of SMEs and hence the appropriate Community funding and entitlements intended, for example, to expand the BCC and BC-Net databases or other networks that might promote internationalisation of the market;
7. Maintains that it would be useful, not least to prevent social dumping, to bring closer scrutiny to bear on manufactured products imported from outside the EU, when there are no complete guarantees as to their quality, their origin for tax purposes, or the fact that they have not been produced by child labour but, on the contrary, fair trade is being supported at domestic and international level;
8. Supports the call already made by the Commission in its Green Paper to promote an integrated policy to help towns and out-of-town areas, which account for 80% and 20% respectively of the Community population, so as to ensure that the Structural Funds can be used to a greater extent in rural, island, and mountain areas to assist commerce, especially when carried on by SMEs, and, at the same time, that aid is provided for natural business centres that might help to foster symbiosis and synergy in central urban districts, thereby enabling the public to benefit from products and services, including social services, backed up by the necessary local transport, safety, and parking facilities, and measures to stamp out unauthorised activities;
9. Believes that electronic commerce represents an ideal instrument for overcoming the isolation of peripheral regions; and calls on the Commission to promote the technologies and infrastructures necessary for electronic commerce to develop, particularly in these regions;
10. Hopes that steady progress will be made on environmental issues and on synergies with the production and processing industries in order that consumers may be supplied with products of the highest quality that are totally healthy and hygienic and which are distributed using packaging and logistical systems that are increasingly environmentally friendly;
11. Calls for horizontal and vertical forms of cooperation and commercial association to be fully recognised as a key to the growth and development of small and medium-sized commercial enterprises (cooperatives, buying associations, voluntary unions, etc.);
12. Welcomes the new Directive on distance and mail-order selling, since it is necessary to bring existing Community legislation into line with the development of new technologies, which enable new commercial activities based on distance selling to be set up using electronic payment; calls on the Commission to prevail on Member States to ensure that the postal services are efficient, as they are essential for the functioning of the sector;
13. Stresses that the role and function of trading companies and commercial agencies, which are responsible for over 50% of trade, and their activities will, in future, be even more important if their function is understood and strengthened;
14. Calls, to enable the complex commerce sector to be analysed, for structural changes and trends to be recorded more accurately by the European statistical system with a view to assisting the sector;

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15. Calls on the Commission to consider the possibility of a proposal to regulate the growth of large-scale outlets which allows harmonious growth while not excluding small sales outlets and their regional characteristics from the process of change that is under way; requests the Commission, working with the trade associations, to submit a proposal for coordinated support measures that do not disrupt the market as regards the opening of large-scale outlets, which should involve local commerce, include provision for compensation for the possible closure of shops in the area surrounding the new installation, and involve the regional commerce associations, consumer associations and local authorities;
16. Calls for the more widespread use of electronic payment systems by commercial distribution organisations (credit and debit cards, etc.) in order to restrict the amount of cash held by shops and supermarkets, which are vulnerable to criminals, for the safety of shopkeepers and consumers; stresses that this could be achieved by reducing the fiscal burden on individual electronic payment transactions and by requesting the banks and issuers to reduce the application costs for payment cards in order to encourage sales outlets to accept payments by card and to encourage consumers to make such payments; and draws attention to the role that the commerce sector will play in the distribution of the euro with special programmes and financing for the change over of accounting systems and the setting-up of technical working groups involving traders, producers, industry and cash register and computer system suppliers; calls also on the Member States' Ministers for Communications to ensure that type-approval can be granted more easily for electronic label radio-frequency systems;
17. Regrets that the White Paper's introduction speaks of the 'survival' of enterprises, a term which should be replaced by the 'possibility of the enterprises remaining competitive in the market';
18. Considers that local shops have great economic and social significance over and above the employment they provide, both in towns and in village shops in country areas, and particularly in areas threatened with depopulation; notes that small and medium-sized businesses and craft trades are Europe's economic foundation and one of the most important motors of local and regional development, and thus that development measures should therefore concentrate on these businesses and encourage in particular the establishment of young traders and craftsmen in rural areas threatened with depopulation;
19. Is concerned that the concentration of commerce in supermarkets and hypermarkets brings with it a reduction of accessibility of services, particularly for those who have no car; considers that as commercial outlets are concentrated, public transport links must be developed taking account of the needs of special groups; notes the potential risk that the quality of life will be lessened as local shops disappear; calls for Structural Fund support to preserve the quality of life in the country, e.g. by helping firms and shops to reorganise and restructure and providing support for subsidiary activities, retraining and additional training;
20. Stresses that local and village shops are necessary to the regional and local economy and that the preservation of trade requires sufficient competitiveness and customer satisfaction;
21. Considers that it should be made easier for SMEs in the commercial sector to participate in Structural Fund programmes; recalls that it has been possible to support the competitiveness of local town shops by means of the Community's URBAN initiative; considers that care should be taken in the forthcoming programming period to ensure that local shops in urban areas and village shops in thinly populated areas can receive support from the Structural Fund programmes;
22. Considers that the competitive position of small shops should be guaranteed by meeting their specific needs, e.g. by reducing inheritance tax so as to facilitate the transfer of businesses;
23. Considers that there are opportunities for enlarging the scope of activities and forming service consortia, for example delivery, repairs and postal services and the sale of local products;

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24. Supports the Commission's proposal for applying best commercial practices in a more efficient way to activities in the field of local development, but considers that the proposed activities are inadequate and should be rapidly supplemented with specific additional activities; considers that, in connection with Structural Fund reforms and in laying down priorities and guidelines for Structural Fund programmes, the preservation of commercial services should be promoted throughout the European Union;

25. Considers that commercial cooperatives and other service organisers, in cooperation with the various authorities, should create functional models in the form of multi-service outlets for the organisation of commercial and other services; stresses that cooperation between commerce on the one hand and local and regional authorities and other types of businesses on the other should be improved, in order to boost the effectiveness *inter alia* of travel marketing, transport, public projects and waste management;

26. Considers that distance selling and electronic shopping offer opportunities for the development of commercial services both in towns and in thinly populated areas, particularly as the use of the Internet by private individuals becomes more widespread; considers that the promotion of electronic shopping should take account of special groups such as those with restricted mobility and the elderly; calls on the Commission to investigate how small businesses and shops could be supported in making the move to electronic shopping (e.g. by training) and to spread the knowledge of good functional models;

27. Instructs its President to forward this resolution to the Council, the Commission and the governments of the Member States.

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## 22. Pharmaceuticals (procedure without debate)

**A4-0205/99**

### **Resolution on the communication from the Commission on the Single Market in Pharmaceuticals (COM(98)0588 – C4-0127/99)**

*The European Parliament,*

- having regard to the Commission communication (COM(98)0588 – C4-0127/99),
- having regard to its resolution of 16 April 1996 on industrial policy for pharmaceutical sector <sup>(1)</sup>,
- having regard to its resolutions of 9 March 1999 on orphan medicines <sup>(2)</sup> and 10 March 1999 on public health policy <sup>(3)</sup>,
- having regard to the conclusions of the Internal Market Council of 18 May 1998 on the Single Market in Pharmaceuticals,
- having regard to Article 157(1) of the EC Treaty, which provides for better exploitation of the industrial potential of policies of innovation, research and technological development,
- having regard to Articles 152 and 153 of the EC Treaty, which provide for a high level of human health protection and protection of the economic interests of consumers,
- having regard to the Treaty of Amsterdam,
- having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on the Environment, Public Health and Consumer Protection (A4-0205/99),

<sup>(1)</sup> OJ C 141, 13.5.1996, p. 63.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 10.

<sup>(3)</sup> Minutes of that sitting, Part II, Item 12.

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- A. whereas the European Court of Justice, in its judgement on *Merck v. Primecrown* (cases C-267/95 and C-268/95) stated that 'distortions caused by different price legislation in a Member State must be remedied by measures taken by the Community authorities',
- B. whereas it remains necessary to maintain the basic economic strength of the EU pharmaceutical sector and its competitiveness since this represents an asset for the economy of the EU, in terms of growth and employment,
- C. whereas it is vital, in the interest of patients and society as a whole, to maintain the innovative and investment potential of the European pharmaceutical industry, in order to provide efficient and cost effective products,
- D. whereas the health services of all Member States are under growing financial pressure; whereas, therefore, it should be necessary to consider cost-effectiveness as a criteria for pharmaceutical products so as to maximise the health gains from a finite budget,
- E. whereas the European Court of Justice has ruled regarding the rights of citizens in respect of certain medical products and of the potential benefits of rapid development of new technologies and pharmaceutical products in the context of the single-market freedoms,
- F. whereas the completion of the Single Market in Pharmaceuticals must have as its overriding priority the guarantee of safe, effective and high quality pharmaceutical products for the public, and therefore the dual aims of improved public health and industrial and economic development must go hand in hand; whereas this Single Market must take into consideration all legitimate interests: consumers, employees, research, industry (including small pharmaceutical companies), producers of in-patent and out-of-patent products, those selling and producing over-the-counter products, herbal and homeopathic products and pharmacists,
- G. whereas the Single Market in Pharmaceuticals, and EU action on it, should be seen as a real opportunity for governments to co-operate more closely to maintain and raise European standards of healthcare and social welfare,
- H. whereas, as the Commission notes, 'the completion of the internal market is the single most important step needed to make Europe a more attractive R&D investment location, but it is not the only one',
  - 1. Warmly welcomes the communication from the Commission on the Single Market in Pharmaceuticals; Calls on the Commission to bring forward a proposal to complete the internal market in pharmaceuticals which take into consideration Parliament's views;
  - 2. Calls on the Commission to establish a framework for a dialogue between all stakeholders (governments, patients' organisations, the pharmaceutical industry, trade unions etc.) on how to manage jointly the fast pace of change in the health arena;

***On the structure of the industry***

- 3. Notes, once again, that the pharmaceutical industry has a different economic structure in comparison to other industries, so that excessive prices are not necessarily curbed through a reduction in demand;
- 4. Recalls its previous statement that the industrial policy for the EU pharmaceutical industry should be based on the following principles:
  - (a) encouraging innovation through a competitive market and an appropriate regulatory framework,
  - (b) protecting new medicinal products by intellectual property rights both in the EU and in third countries,
  - (c) guaranteeing the availability of medicinal products providing optimum health protection for European citizens,

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- (d) creating the right economic conditions so that important medicinal products are actually available throughout the Union,
  - (e) developing EU-wide measures to promote research on innovative therapies which are particularly important from the point of view of public health and encouraging research into diseases which cannot yet be treated satisfactorily and into rare diseases;
5. Urges the Commission, in drafting its proposal, to recognise that, in the nature of pharmaceutical research, important therapeutic advances are normally incremental; that it is difficult to establish which advances are in the public interest until many years after a chemical substance has been developed and patent protection has been granted; that to try to confine patent protection to notional 'significant advances' would be both impractical and damaging; hence the necessity to distinguish between the various sub-sectors and to provide an incentive to continue development of in-patent products. However, any such provisions put forward by the Commission should not restrict or prejudice generic medicines from entering the market;
6. Urges the Commission to remember that the further development of a European-based generic pharmaceutical industry forms a positive contribution to pharmaceutical competition, including both SMEs and research-based firms;
7. Demands that the Commission continue to monitor closely mergers and competitive structures in the pharmaceutical sector in compliance with Community competition policy, especially given the ability of SMEs in the sector to innovate in direct competition with larger enterprises;
8. Recalls that the main purchasers of pharmaceutical products are, directly or indirectly, the competent authorities of the Member States and that, if Member States consider the introduction of cost containment measures, these should control more effectively the total cost of health care and ensure the overall improvement of public health;
9. Believes that all actors involved in the industry must work towards the greater availability of direct information for patients; argues that the post-placement costs of businesses, however, need to be reduced and so the use of electronic media needs to be assessed; this should also cover the information currently available on careers in the health sector;

#### *On the Single Market*

10. Believes that it is vital to complete the internal market in pharmaceuticals, but stresses that this market must first and foremost consider the needs of the public for safe, effective and high quality pharmaceutical products; in addition it must be ensured that European citizens have timely access to innovative and affordable medicines;
11. Strongly urges the Commission, when formulating its proposal to complete the Single Market in pharmaceuticals, to distinguish between the three sub-sectors of the industry: medicines that are available for sale directly to patients without prior medical endorsement ('over-the-counter' medicines), medicines which are patent-expired ('generic' medicines) and medicines which are still in-patent;
12. Believes that there is already significant competition in the over-the-counter sector but that further integration should produce direct consumer benefits; Therefore calls on the Commission to bring forward legislation to end government controls on manufacturers' prices for this sector;
13. Argues that any legislation needs to provide for there to be appropriately trained staff available to advise customers who are purchasing over-the-counter products;
14. Sees that there is significant scope for developing a more competitive market for generic medicines; Believes that further competition within this sector in Europe would create budgetary capacity to pay for new innovative pharmaceutical products;
15. Notes that for the in-patent sector, prices should reflect clinical and cost-effectiveness criteria and that there are tensions created by parallel trade between Member States in a price controlled market which offer little advantage to the consumer, and calls for these tensions to be addressed; Furthermore recognises that in the context of parallel trade, domestic prices cannot be fixed wholly independently of market considerations and that parallel trade provides only limited market dynamics;

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16. Calls on the Commission, when making its proposals, to include a time-frame for evaluation of progress in achieving the Single Market;
17. Urges the Commission to ensure in drafting its proposal that the European based pharmaceutical industry, and especially SMEs, can continue to innovate and compete in world markets;
18. Asks the Commission to consider the effects of the production, use and disposal of medicinal products on the environment as part of its proposals for a Single Market;

***On the pharmacovigilance system***

19. Would welcome a proposal for a comprehensive evaluation of the pharmacovigilance system, including the European Medicines Evaluation Agency (EMA); Recalls its belief on the importance of transparent procedures which define the method by which prescription medicines can be transferred to non-prescription status;
20. Believes that such an evaluation must consider, *inter alia*, the need to speed up the decision making process for pharmaceutical products and an assessment of the extent to which these procedures are improving public health in the European Union; Further asks that this evaluation to consider the extent to which the EMA has developed into a Community-wide licensing authority, and what further progress needs to be made in avoiding unnecessary duplication of work and uniform European standards;
21. Wishes to be informed at the appropriate points in time of the terms of reference of this evaluation, its results and how these results will be used to improve the functioning of the pharmacovigilance system in the context of the *acquis communautaire*;
22. Calls for a review of the Transparency Directive (89/105/EEC on the transparency of measures regulating the prices of medicinal products for human use and their inclusion in the scope of national health insurance systems <sup>(1)</sup>) to ensure that the delays observed by the Commission for pharmaceutical products to reach the market are minimised;

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23. Instructs its President to forward this resolution to the Council, the Commission and the Member States.

<sup>(1)</sup> OJ L 40, 11.2.1989, p. 8.

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## **23. Disused offshore oil and gas installations (procedure without debate)**

**A4-0200/99**

**Resolution on the communication from the Commission to the Council and the European Parliament on the removal and disposal of disused offshore oil and gas installations (COM(98)0049 – C4-0367/98)**

*The European Parliament,*

- having regard to the communication from the Commission (COM(98)0049 – C4-0367/98),
- having regard to the Convention for the Protection of the Marine Environment of the North East Atlantic (OSPAR) signed in Paris on 9 September 1992 <sup>(1)</sup>,

<sup>(1)</sup> OJ L 104, 3.4.1998, p. 3.



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- having regard to OSPAR Decision 98/3 on the removal of disused offshore installations, adopted at Sintra on 22 and 23 July 1998,
  - having regard to the Sintra Ministerial Declaration of 23 July 1998,
  - having regard to Article 174 (former Article 130r) of the EC Treaty,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinion of the Committee on Research, Technological Development and Energy (A4-0200/99),
- A. whereas the removal and disposal of disused offshore installations have an effect on the environment (marine pollution by dangerous substances and natural low-activity radioactive waste),
- B. whereas, as the Commission recognised in its proposal of 16 December 1998 (COM(98)0769) <sup>(1)</sup>, a Community framework for cooperation on marine pollution is necessary,
1. Welcomes the adoption of Decision 98/3 of July 1998 under the OSPAR Convention which upholds the principle that the dumping and the leaving wholly or partly in place of disused offshore installations in the North East Atlantic including the North Sea is prohibited;
  2. Welcomes the fact that the reuse, recycling or final disposal on land of disused offshore installations is regarded as the preferred option;
  3. Is nevertheless concerned at the practical implications of the derogation for large steel installations in Article 3 of Decision 98/3;
  4. Regrets the apparent contradiction between the scope for such derogations and the intentions set out by the Parties in the Sintra Ministerial Declaration of 23 July 1998 to reduce as far as possible the derogations allowable for steel installations;
  5. Considers that derogations should only be granted on a case-by-case basis, in situations where removal could put the safety of workers at risk or might create adverse effects on the environment, and then after a wide and transparent public consultation involving, in particular, navigation authorities, fishing communities and environmental NGOs;
  6. Regrets the fact that OSPAR Decision 98/3 regulates neither the cleaning-up nor the removal of offshore installations, but solely their disposal;
  7. Regrets the fact that this Decision makes no distinction between existing installations (many of which will soon be reaching the end of their life) and future installations;
  8. Calls on the Commission in conjunction with the industries concerned (oil, gas and fishing) to study existing possibilities for removing installations and at the same time to conduct a cost/benefit study for all scenarios (deep water, shallow water, dismantling at sea, dismantling ashore, towing, etc.), whilst assessing and taking full account of the dangers to workers carrying out each of these operations;
  9. Considers that the cost of removing offshore installations is generally limited compared to the revenues generated by their operation, that this burden should in any case be integrated within the investment plans, in accordance with the polluter-pays principle, and that fiscal incentives may be used after decommissioning in order to promote the most sustainable use of material recovered (reuse, recycling, etc.);
  10. Calls on the Commission to take stock of European experience, in Europe including the EEA, with removing installations and to collate it with experience in the rest of the world and in the US in particular;
  11. Calls on the Commission to produce a comparative study into existing liability arrangements concerning removal and disposal operations and the maintenance of any parts left on the seabed, in the European Union, the EEA and the rest of the world;

<sup>(1)</sup> OJ C 25, 30.1.1999, p. 20.

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12. Calls on the Commission to submit by the year 2002 a proposal based on the studies mentioned in paragraphs 8, 10 and 11 to prepare the Community's position with a view to the future review of OSPAR Decision 98/3 scheduled for 2003;
13. Stresses that this consultation process has been launched too late by the Commission thereby preventing the European Parliament from having any influence on the Community position during the OSPAR conference;
14. Instructs its President to forward this resolution to the Council and the Commission.

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## 24. Consumer policy (1999-2001) (procedure without debate)

A4-0208/99

### Resolution on the communication from the Commission on a Consumer Policy Action Plan 1999-2001 (COM(98)0696 – C4-0035/99)

*The European Parliament,*

- having regard to the Commission's Communication (COM(98)0696 – C4-0035/99),
  - having regard to the report of the Temporary Committee of Inquiry into BSE of 7 February 1997 <sup>(1)</sup> and the report of the Temporary Committee to follow up the recommendations on BSE of 14 November 1997 <sup>(2)</sup>,
  - having regard to its resolution of 19 November 1997 on the report of the Temporary Committee to follow up the recommendations on BSE <sup>(3)</sup>,
  - having regard to its resolution of 15 April 1999 on the Communication from the Commission to the Council, the European Parliament, the Economic and Social Committee and the Committee of the Regions 'Second Bi-annual BSE Follow-up Report' (COM(98)0598 – C4-0686/98) <sup>(4)</sup>,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinions of the Committee on Legal Affairs and Citizens' Rights and the Committee on Culture, Youth, Education and the Media (A4-0208/99),
- A. whereas the present Action Plan will be the first to be introduced after the entry into force of the Treaty of Amsterdam which will bring additional emphasis and scope for consumer policy;
  - B. whereas measures to promote consumer interests are fundamental to sustaining their confidence in the Internal Market and are therefore essential to the harmonious and balanced development of the EU economy,
  - C. whereas consequences from the rapid development of GMOs in all areas (medicinal products, agriculture, foodstuffs) and the possible effects of their release into the environment make close monitoring and further research essential,
  - D. whereas the Commission's recognition of the need to develop the 'Euroguichets'-network is essential for providing the consumer with information on product use, new services and health and safety,
1. Welcomes the proposed Action Plan as a clear statement of realisable priorities for the triennium from the Commission;
  2. Calls on the Commission to report regularly to Parliament on the implementation of the Action Plan so that it can be judged at every stage;

<sup>(1)</sup> A4-0020/97.

<sup>(2)</sup> A4-0362/97.

<sup>(3)</sup> OJ C 371, 8.12.1997, p. 81.

<sup>(4)</sup> See Minutes of that Sitting, Part II, Item 14.

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3. Reminds the Commission of Parliament's call in its resolution on the 'New Transatlantic Market place' of 18 November 1998 <sup>(1)</sup> for the start of serious negotiations with the US aimed at establishing a common GMO-free and organic food line and emphasises the need to give European consumers a reliable alternative to GM food;
4. Requests the Commission to promote the adoption of internationally recognised basic consumer rights into the World Trade Organisation (WTO) modus operandi to reconcile the consumer interest with the desire for economic growth through free trade and reminds the Commission that these basic consumer rights are as follows: safety, information, choice, representation, redress, education, satisfaction, a clean environment;
5. Calls on the Commission to put up the strongest possible defence of the interests of European Union consumers in any pending or future disputes in the WTO;
6. Urges the Commission to outline a clear strategy for future negotiations within the WTO in order to guarantee the effectiveness of EU consumer policy *vis-à-vis* WTO rules;
7. Urges the Commission to propose a global, horizontal approach to the protection of minors from potentially dangerous content (excessive violence, pornography) and to include this alongside health and safety concerns in its action plan in liaison with the 'Television without Frontiers' Directive (89/552/EEC, amended by Directive 97/36/EC) and the Council Resolution of 17 February 1997 on the Internet;
8. Calls on the EU institutions to implement the Treaty obligation for a high level of consumer protection as a necessary condition of future, new or amended Directives, and requests the Commission to develop a systematic methodology of appraisal to meet this requirement;
9. Calls on the Commission to take greater pains to ensure that the Directives are transposed into national law by the Member States by applying all the legal means at its disposal;
10. Calls on the Commission to employ Article 153 (former Article 129a) EC more consistently as the legal basis in the development of the policy of the European Union;
11. Calls on the Commission to ensure that the applicant states fully adopt and enforce EU consumer protection legislation as a precondition for entry into the Union and to renew and strengthen its dialogue with them;
12. Welcomes the Commission's intention to provide comparative reports on the transposition and implementation of legislation by the Member States, but calls on the Commission to go further in fulfilling its Treaty role to monitor all areas of consumer policy in the Member States;
13. Hopes that, without replacing action at sectoral level, the new action plan will have a stimulating effect on it and help to strengthen a pole of cultural consumption;

***A more powerful voice for the consumer throughout the EU***

14. Welcomes the Commission's intention to improve consumer representation at all levels from its present unsatisfactory composition and asks the Commission to put in place measures to improve the systematic integration of consumer representatives into a transparent and open decision-making process, in particular in the areas of telecommunications, the information society, food, financial services and transport;
15. Acknowledges that dialogue between the stakeholders can have a role to play in the legislative process, but cautions that dialogue must be entered into only if it meets the following criteria: clarity in substance, balance of resources, set goals, structure and a pre-planned and transparent time-frame;

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 94.

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16. Calls for effective integration of the Commission's own Consumer Committee along with national consumer organisations and regulatory agencies in enforcing EU legislation;
17. Calls on the Commission to support and encourage the integration of consumer representatives in international bodies that affect EU consumers;
18. Hopes that the existing committees (Consumers' Consultative Committee, Advisory Committee for the new Member States) will meet more frequently than in the past and that the number of representatives of each Member State will be increased;
19. Congratulates the Commission on incorporating consumer education in information campaigns at all levels of the education system, from primary school to adult education, including university education (European consumer law), and devoting a special budget to such education as part of the action plan;
20. Suggests, nevertheless, that, as an immediate practical measure, consumer education be included as one of the subject guidelines of the Comenius programme or one of the subjects of the Erasmus theme-based networks;
21. Hopes with this in mind that the Commission will provide for initiatives seeking to promote educational approaches to understanding and using the media;

*A high level of health and safety for EU consumers*

22. Calls on the Commission to continue to take the utmost heed of the serious consequences of the BSE crisis for food safety and consumer health (CJD);
23. Notes the Commission's aim of proposing labelling in the areas of allergens and intolerance, health claims and nutritional information, but regrets that the Commission has not yet completed its review of existing legislation on labelling as called for by the Parliament;
24. Calls on the Commission to present its long-awaited follow-up actions to the Green Paper on General Principles of Food Law in the EU (COM(97)0176);
25. Requests the Commission to establish a Product Safety Network as part of the review of General Product Safety Directive (92/59/EEC) <sup>(1)</sup>;
26. Regrets that action has still not been taken concerning the safety of child-care articles;
27. Calls on the Commission to take action in removing phthalates from PVC toys intended for babies and young children;
28. Calls on the Commission to integrate consumer concerns of safety, quality, diversity, environmental protection and sustainability in CAP reform as highlighted by the Commission's Consumer Committee;
29. Requests the Commission, in the light of the recent ban on four of the major antibiotics used in animal feedingstuffs, to develop a multi-disciplinary approach to tackling antibiotic-resistance;
30. Endorses the EU's adoption of the Precautionary Principle in its discussions on the next WTO round, but regrets that the said principle has not been fully implemented by the Commission and calls for a review of the EU's approach to risk analysis, including risk assessment and the subsequent development of consistent and comprehensive risk management and communication methods which must ensure strict compliance with the Precautionary Principle and safeguard against standards being set at the lowest common level in WTO negotiations;

<sup>(1)</sup> OJ L 228, 11.8.1992, p. 24.

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31. Calls on the Commission, within the context of the WTO, to urge strict compliance with the precautionary principle in connection with consumer legislation and to ensure that countries with the laxest standards do not determine the outcome of the WTO negotiations;

32. Calls on the Commission to submit a fundamental revision of the Directive on the freedom of access to information on the environment, thereby ensuring improved access to information on damage to the environment and its effects on consumers;

***Full respect for the economic interests of EU consumers***

33. Deplores the recent reports of the excessive conversion charges that banks are enforcing on consumers and calls on the Commission to undertake regular monitoring of the situation and to take action where necessary;

34. Asks the Commission to review and amend the existing EU Trademarks Directive following the recent ruling by the European Court of Justice on the Silhouette case <sup>(1)</sup> so as to ensure that it is not used by powerful companies to distort consumer prices and reminds the Commission that it has promised urgent hearings on the problems of parallel imports;

35. Hopes that a middle-of-the-road book-pricing policy can be found that guarantees pluralism and increasingly wide access to reading and avoids the risk of hyper-concentration which is detrimental to diversity and quality;

36. In the same spirit, calls on the Commission to ensure that the 'Television without Frontiers' Directive is implemented, and particularly the rules concerning the duration and concentration of advertisements and teleshopping;

37. Calls on the Commission to seek stricter application of the Council Regulations on the marking of the designation of origin (Regulation (EEC) No 2081/92) and of the specific features of goods (Regulation (EEC) No 2082/92), with the aim of improving the legibility of the descriptions of products, and to draw up a comparative report forthwith on the application of those Regulations by the Member States in the past;

38. Calls on the Commission to encourage specific indication of high quality standards, *inter alia* by listing and publicising brand marks, labels and certificates, particularly in the craft industry sector, where they have been devised by professional groups, and to include the themes of quality and excellence in the priorities submitted each year to consumer associations for their projects (Annex II, Section 2 of the document), and calls for this to be taken into account by the Euroguichets;

39. Calls on the Commission and Council, after consulting the European Parliament, to address a recommendation to the Member States which lays down minimum conditions to govern access to and the exercise of the profession of insurance intermediary and the quality of the advice given and appropriate penalties to punish breaches of the provisions to be enacted at national level;

40. Regrets the recent failure of the dialogue between industry and consumer representatives over self-regulation in the mortgage credit area and now calls on the Commission to propose legislation;

41. Welcomes the Commission's proposal for a Directive on electronic commerce (COM(98)0586) and calls on the Commission to ensure that the development of consumer confidence through access to redress, data protection and extensive representation and consultation of consumer organisations is a key priority for this sector;

42. Welcomes the Commission's work on access to justice, but calls for measures provided for in the Communication of the out-of-court settlement of consumer disputes (COM(98)0198) to be implemented without delay and reminds the Commission of its obligation to report on the recently launched consumer complaints form in terms of its simplicity and accessibility and to assess the success of the recommendation on criteria for out-of-court settlement bodies;

43. Proposes that consideration be given to the idea of a standard model bill which could briefly indicate the bodies responsible for solving cross-border disputes as well as certain aspects of payment;

<sup>(1)</sup> Case C-355/96, European Court of Justice judgment of 16.7.1998.

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44. Calls on the Commission and the Member States to promote access to and education in the new information technologies;
45. Calls on the Commission to lay down mandatory Regulations on the liability of service providers which would apply only to certain services (installation and building services, medical services and information technology services);
46. Calls on the Commission to propose an amendment to Directive 97/7/EC of the European Parliament and of the Council on the protection of consumers in respect of distance contracts <sup>(1)</sup> which deals with the question of how the silence of the consumer is to be interpreted at the end of a trial period during which goods or services are offered free of charge;
47. Calls on the Commission to put forward a proposal to amend Regulation (EEC) No 295/91 of 4 February 1991 establishing common rules for a denied-boarding compensation system in scheduled air transport <sup>(2)</sup> so as to include a clause requiring air carriers to inform passengers of any risk of overbooking and increasing the current limits of liability for damages;

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48. Instructs its President to forward this resolution to the Commission and Council.

<sup>(1)</sup> OJ L 144, 4.6.1997, p. 19.

<sup>(2)</sup> OJ L 36, 8.2.1991, p. 5.

## 25. Equal opportunities for men and women (1996-2000) (procedure without debate)

**A4-0194/99**

**Resolution on the interim report of the Commission to the European Parliament, the Council, the Economic and Social Committee and the Committee of the Regions on the implementation of the medium-term Community action Programme on equal opportunities for men and women (1996-2000) (COM(98)0770 – C4-0033/99)**

*The European Parliament,*

- having regard to the interim report of the Commission (COM(98)0770 – C4-0033/99),
  - having regard to the Commission proposal (COM(95)0381) and its legislative resolution of 17 November 1995 <sup>(1)</sup> thereon and to the Council Decision of 22 December 1995 on a medium-term Community action programme on equal opportunities for men and women (1996-2000) <sup>(2)</sup>,
  - having regard to the Commission's annual reports for 1997 and 1998 on equal opportunities for women and men in the EU,
  - having regard to the report of the Committee on Women's Rights (A4-0194/99),
- A. whereas gender policy remains a matter of urgent necessity, whereas the fourth action Programme constitutes the EU's major instrument for the implementation of the obligations laid down in the Platform for Action adopted at the Peking Conference, and whereas success in this respect will be achieved most effectively by way of gender mainstreaming,

<sup>(1)</sup> OJ C 323, 4.12.1995, p. 167.

<sup>(2)</sup> OJ L 335, 30.12.1995, p. 37.

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- B. whereas the requirement of the targeted promotion of women in the fields of employment, education and training is so great that it will be impossible to satisfy it even remotely under that Programme,
- C. whereas Articles 2, 3, 13, 137 and 141 of the Treaty of Amsterdam have established the principle of equal treatment for men and women on an entirely new basis,
1. Welcomes the Commission's submission of the interim report;
  2. Regrets that the Commission has not evaluated the various projects and their value as regards the improvement of equal opportunities in the respective target areas and calls on the Commission to submit to it an evaluation report during the first six months of the year 2000 and, in addition, to deliver an annual report on the implementation of the Programme to the EP's Committee on Women's Rights;
  3. Calls on the Commission to submit a proposal for a fifth action Programme at an early date and advocates that one of the pillars of that Programme should be devoted to gender mainstreaming and another to an extension of the networks;
  4. Urges the Commission to inform Parliament as precisely as possible about all the measures it intends to take, including a revision of existing legislation, pursuant to Articles 2, 3, 13, 137 and 141 of the Treaty of Amsterdam;
  5. Emphasises that the appropriation of EUR 30 million entered in the budget to cover a five-year Community-wide action programme is woefully inadequate if we wish to make significant advances in the establishment of equal opportunities for men and women;
  6. Calls for a more flexible approach to be taken towards own cofinancing by project promoters and for contributions in cash and in kind to be taken into account so that assistance may also be given to organisations which are financially less well-endowed;
  7. Believes that each new round of calls for tender should be published in the *Official Journal of the European Communities* in good time and calls for information and best practice to be disseminated in all the official languages of the Community, with electronic media being used as well as conventional means of communication;
  8. Welcomes the Commission's decision not to renew the contract with the external organisation recruited to provide technical assistance and calls on it to ensure, in future, that its own officials manage the Programme, where necessary with an increase in the number of staff employed, in order to avoid any squandering of public money, delays and indecisiveness;
  9. Urges the Commission to inform Parliament about all the measures taken in the light of the findings and conclusions set out in the special report on equality policies drawn up by the Court of Auditors;
  10. Calls for an analysis to be carried out during the second half of the Programme of the legal, social and economic position of women in the applicant countries of Central and Eastern Europe with a view to that position being brought into line with the position in the EU and advocates that, in future, the CEECs should also be involved in the promotion of women's networks, using the Phare and Tacis programmes as well to that end;
  11. Calls for the targeted promotion of women in the field of employment to be implemented principally under the ESF and ERDF Structural Funds and emphasises that the European Parliament has called for at least 15% of the appropriations allocated to the ESF to be devoted to the promotion of projects to benefit women;
  12. Calls for projects undertaken as part of the EU's Leonardo and Socrates programmes and of the Fifth Framework Programme of Research to be used to promote equal opportunities;
  13. Calls on the Commission and the Member States to coordinate those projects in such a way as to achieve maximum synergy between the said programmes;
  14. Calls on all European, national and regional institutions to use benchmarking in the implementation and further development of the European Employment Strategy with a view to ensuring the permanent promotion of women under the 'equal opportunities' pillar and to stepping up gender mainstreaming in the other three pillars;

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15. Calls on the Commission to develop gender-awareness courses and ensure that they are attended by decision-makers, to draw up gender-specific statistics in all the relevant areas, to develop an equality index and, in its annual report on equal opportunities for 1999, to give a breakdown of the appropriations devoted to projects to benefit women in the programmes referred to as a percentage of the various total amounts of appropriations and to indicate what progress has been made in the establishment of equal opportunities;

16. Instructs its President to forward this resolution to the Council and the Commission and to the governments and parliaments of the Member States.

## 26. Sugars and other products for human consumption \*

A4-0401/97

### I.

#### Proposal for a Council Directive relating to certain sugars intended for human consumption (COM(95)0722 – C4-0402/96 – 96/0113(CNS))

The proposal was approved with the amendments adopted at the sitting of 14 January 1998 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Compromise amendment 74) \*

*Recital 4a (new)*

**Whereas the Commission intends to propose, as quickly as possible, and at all events before 1 July 2000, the inclusion in Directive 80/232/EEC <sup>(1)</sup> of a range of nominal weights of the products covered by this Directive;**

<sup>(1)</sup> OJ L 51, 25.2.1980, p. 1.

\* Amendments 1, 4, 7 and 8 fall

<sup>(1)</sup> OJ C 34, 2.2.1998, p. 84.

(\*) OJ C 231, 9.8.1996, p. 6.

#### Legislative resolution embodying Parliament's opinion on the proposal for a Council Directive relating to certain sugars intended for human consumption (COM(95)0722 – C4-0402/96 – 96/0113 (CNS))

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(95)0722 – 96/0113 (CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0402/96),

<sup>(1)</sup> OJ C 231, 9.8.1996, p. 6.



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- having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinion of the Committee on Legal Affairs and Citizens' Rights (A4-0401/97),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
  4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
  5. Instructs its President to forward this opinion to the Council and Commission.

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## II.

### Proposal for a Council Directive relating to honey (COM(95)0722 – C4-0403/96 – 96/0114(CNS))

The proposal was approved with the amendments adopted at the sitting of 14 January 1998 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Compromise amendment 75) \*

*Recital 7*

Whereas, as the Commission stressed in its Communication to the European Parliament and the Council of 24 June 1994 on European apiculture, the Commission *is encouraging* the development of harmonised methods of analysis *to permit verification of compliance with quality specifications for the different honeys resulting from their botanical or geographical origin, in order to combat fraud; whereas work is being done in this connection by the Ispra Joint Research Centre and the industrial circles concerned;*

Whereas, as the Commission stressed in its Communication to the European Parliament and the Council of 24 June 1994 on European apiculture, the Commission **should ensure** the **prompt** development of harmonised methods of analysis **to make it possible to ensure** compliance with **the compositional characteristics and the truthfulness of any additional specific statement for all honey marketed in the European Union;**

\* *Amendment 15 falls*

(Compromise amendment 76) \*

*Article 2(2)*

2. *Member States may provide for the indication of the country of origin for honeys which do not originate in the Community.*

2. **Without prejudice to paragraph 1, the country of origin must be indicated on the label of honeys which originate in a country outside the Community.**

\* *Amendment 19 falls*

<sup>(1)</sup> OJ C 34, 2.2.1998, p. 86.

(\*) OJ C 231, 9.8.1996, p. 10.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Directive relating to honey (COM(95)0722 – C4-0403/96 – 96/0114(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(95)0722 – 96/0114(CNS) <sup>(1)</sup>,
  - having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0403/96),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinions of the Committee on Agriculture and Rural Development and the Committee on Legal Affairs and Citizens' Rights (A4-0401/97),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
  4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
  5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 231, 9.8.1996, p. 10.

**III.**

**Proposal for a Council Directive relating to fruit juices and certain similar products intended for human consumption (COM(95)0722 – C4-0404/96 – 96/0115(CNS))**

The proposal was approved with the amendments adopted at the sitting of 14 January 1998 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Compromise amendment 77) \*

*Recital 8*

Whereas the addition of vitamins to the products defined by this Directive is permitted in some Member States; whereas, however, the extension of this possibility to the whole of the Community is not envisaged; whereas, therefore, Member States are free to authorise or prohibit the addition of vitamins as part of the manufacturing process; whereas in all circumstances, however, the principles of the free movement of products within the Community should be observed in accordance with the rules and principles laid down in the Treaty;

Whereas the addition of vitamins to the products defined by this Directive is permitted in some Member States; whereas, however, the extension of this possibility to the whole of the Community is not envisaged; whereas, therefore, Member States are free to authorise or prohibit the addition of vitamins as part of the manufacturing process; whereas in all circumstances, however, the principles of the free movement of products within the Community should be observed in accordance with the rules and principles laid down in the Treaty; **whereas, in regard to fruit juices to which vitamins have been added, consumers must be guaranteed correct information about the composition of the product by providing further information on the label in addition to the list of ingredients;**

\* Amendment 34 falls

<sup>(1)</sup> OJ C 34, 2.2.1998, p. 91.

(\*) OJ C 231, 9.8.1996, p. 14.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Compromise amendment 78) \*

*Article 2*

Member States may authorise the addition of vitamins to the products defined in Annex I,

Member States may authorise the addition of vitamins to the products defined in Annex I, **provided that further information is provided on the label in addition to the list of ingredients,***\* Amendments 36 and 41 fall*

(Compromise amendment 79) \*

*Annex I(II)(1), indent -1 (new)*

- **Pursuant to Article 2 and in accordance with practices already in operation in certain Member States, the addition of vitamins is authorised in the case of the products referred to in headings I(1)(a) and (b), (2), (3) and (4) of this Annex.**

*\* Amendment 43 falls*

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Directive relating to fruit juices and certain similar products intended for human consumption (COM(95)0722 – C4-0404/96 – 96/0115(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(95)0722 – 96/0115(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0404/96),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinions of the Committee on Agriculture and Rural Development and the Committee on Legal Affairs and Citizens' Rights (A4-0401/97),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 231, 9.8.1996, p. 14.

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## IV.

**Proposal for a Council Directive relating to certain partly or wholly dehydrated preserved milk for human consumption (COM(95)0722 – C4-0405/96 – 96/0116(CNS))**

The proposal was approved with the amendments adopted at the sitting of 14 January 1998 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Compromise amendment 80) \*

*Recital 8*

Whereas the addition of vitamins to the products defined by this Directive is permitted in some Member States; whereas, however, the extension of this possibility to the whole of the Community is not envisaged; whereas, therefore, Member States are free to authorise or prohibit the addition of vitamins as part of the manufacturing process; whereas in all circumstances, however, the principles of the free movement of products within the Community should be observed in accordance with the rules and principles laid down in the Treaty;

Whereas the addition of vitamins to the products defined by this Directive is permitted in some Member States; whereas, however, the extension of this possibility to the whole of the Community is not envisaged; whereas, therefore, Member States are free to authorise or prohibit the addition of vitamins as part of the manufacturing process; whereas in all circumstances, however, the principles of the free movement of products within the Community should be observed in accordance with the rules and principles laid down in the Treaty; **whereas, in regard to products to which vitamins have been added, consumers must be guaranteed correct information about the composition of the product by providing further information on the label in addition to the list of ingredients;**

\* *Amendment 45 falls*

(Compromise amendment 81) \*

*Article 2*

Member States may authorise the addition of vitamins to the products defined in Annex I,

Member States may authorise the addition of vitamins to the products defined in Annex I, **provided that further information is provided on the label in addition to the list of ingredients,**

\* *Amendments 47 and 48 fall*

(Compromise amendment 82) \*

*Annex I(4a) (new)***4a. Authorised additions**

**Pursuant to Article 2 and in accordance with practices already in operation in certain Member States, the addition of vitamins is authorised in the case of the products referred to in points 1 and 2 of this Annex.**

\* *Amendment 52 falls*

<sup>(1)</sup> OJ C 34, 2.2.1998, p. 93.

(\*) OJ C 231, 9.8.1996, p. 20.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Directive relating to certain partly or wholly dehydrated preserved milk for human consumption (COM(95)0722 – C4-0405/96 – 96/0116(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(95)0722 – 96/0116(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0405/96),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinions of the Committee on Agriculture and Rural Development and the Committee on Legal Affairs and Citizens' Rights (A4-0401/97),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 231, 9.8.1996, p. 20.

V.

**Proposal for a Council Directive relating to fruit jams, jellies and marmalades and chestnut purée intended for human consumption (COM(95)0722 – C4-0406/96 – 96/0118(CNS))**

The proposal was approved with the amendments adopted at the sitting of 14 January 1998 <sup>(1)</sup>.

<sup>(1)</sup> OJ C 34, 2.2.1998, p. 95.

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Directive relating to fruit jams, jellies and marmalades and chestnut purée intended for human consumption (COM(95)0722 – C4-0406/96 – 96/0118(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(95)0722 – 96/0118(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0406/96),

<sup>(1)</sup> OJ C 231, 9.8.1996, p. 27.

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- having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinions of the Committee on Agriculture and Rural Development and the Committee on Legal Affairs and Citizens' Rights (A4-0401/97),
1. Approves the Commission proposal, subjected to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
  4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
  5. Instructs its President to forward this opinion to the Council and Commission.

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## 27. A framework for action for financial services

**A4-0175/99**

### **Resolution on the communication from the Commission on Financial Services: Building a Framework for Action (COM(98)0625 — C4-0688/98)**

*The European Parliament,*

- having regard to the Commission communication (COM(98)0625 — C4-0688/98),
  - having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Legal Affairs and Citizens' Rights (A4-0175/99),
- A. whereas the Cardiff European Council requested the Commission to submit a framework for action to the Vienna European Council in order to 'improve the single market in financial services, in particular examining the effectiveness of implementation of current legislation and identifying weaknesses which may require amending legislation',
  - B. whereas the Vienna European Council welcomed the Communication under consideration, approved the establishment of a High-Level Group, and asked for a Council report on the necessary steps towards a single financial market to be submitted to the European Council in Cologne,
  - C. whereas the High-Level Group for financial services has adopted the priority of examining whether existing financial services legislation presents inconsistencies or inadequacies, whether certain legal provisions and instruments require adaptation or simplification and whether new legislative initiatives are needed,
  - D. having regard to the importance assigned to financial services in the context of economic reform, fighting unemployment and the impetus provided in this respect at the Cardiff, Luxembourg and Vienna summits,
  - E. having regard to the rapid development of the sector, which is reflected in the constant appearance of new products and services, often ahead of regulations, and in the entry into the market of new protagonists,
  - F. having regard to the complexity of financial services, due largely to the fragmentation of the market (wholesale and retail markets), compartmentalisation into specialised sectors, and specific regulations (banking, insurance, stock markets),

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- G. having regard to the advent of the euro and the need to develop a strategy consistent with that for the internal market, in order to enable users to benefit fully from the impact of the single currency,
- H. whereas completion of the financial services market would strengthen the EU's competitive advantage in the global marketplace,
- I. having regard to the social problems which arise in a rapidly evolving sector where competition is strong, such as the relocation or liquidation of enterprises, in the context of which the consultation proposed by the Commission must include not only businesses and consumers, but also employees,
- J. having regard to the absolute need to guarantee the financial soundness of the EU and to protect users of financial services by means of regulation and flawless supervision,
- K. whereas there exists in this area a necessity for the creation of an EU Ombudsman, and this necessity stems from the legal uncertainty arising from the varying interpretations of banking secrecy and data protection, the diverse national provisions enshrined in Contract Law, the lack of effective cross-border 'appeal and redress' procedures or even complete absence of such procedures within Member States, and the development of pan-European products,
1. Agrees with the view expressed by market practitioners that existing restrictions on financial services (i.e. home country base, failure to implement key directives such as the Investment Securities Directive, ambiguities in some directives that allow national interpretation and gaps in the scope of some Directives) have prevented the development of pan-European products and restricted the cross-border sale of financial services;
2. Welcomes the Communication from the Commission on financial services and considers it a useful document that summarises what is still needed for the completion of the EU financial services sector and what the competitive advantage of the EU over third countries will be if EU standards of best practice and adequate legislative procedures are developed, and advocates a pragmatic approach to financial services, equidistant from unfettered liberalisation and obsessive regulation;
3. Is convinced that a fully integrated EU financial market should be based on a coherent and effective body of legislation; points out, however, that the process of globalisation of financial markets and of financial product providers and the increasing pace of electronic banking, of distance selling of financial services and of electronic commerce would necessitate a different type of regulation and supervision;
4. Calls for the introduction of a uniform European payments system for small payments in order to eliminate the obstacles to international payment transactions;
5. Calls on the Commission to report on the effectiveness of the present prudential rules for financial services for the prevention of financial crises;
6. Calls on the Commission, in the light of the ever increasing European dimension of financial services, to present rapidly a proposal for appropriate supervision of financial services institutions of a European scale;
7. Considers that the financial sectors can offer job-creating potential, which must, however, be measured by the current job losses as a result of new technology, mergers and acquisitions;
8. Savers and investors should be free to invest their assets without encountering inappropriate, anti-internal-market, legal, administrative or information barriers;

*As to wholesale markets*

9. Advocates an approach which seeks to coordinate national stock markets (currently 33 regulated markets in the EU, monitored by 18 supervisory bodies), and welcomes the cooperation which is developing between stock markets; hence, wishes a pan-European equity-listing to be set up in place of the national listing requirements, and the 1989 Listing and Prospectus Directive to be repealed;

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10. Requests the Commission to study the possibility of replacing the host-country or home-country control rule by the EU rule which should ensure maximum protection for unsophisticated investors (i.e. ordinary citizens), and calls for the EU passport and single licence to be based upon the EU rule;

11. Underlines the importance of a liquid and efficient European-wide venture capital sector for the development of SMEs, in particular as regards start-ups and innovative companies in high-technology industries; believes that the current activities of the EIB and the EIF in the framework of the investment and lending instruments launched by the Luxembourg Summit will need to be closely examined by the Commission as to their effectiveness in terms of enterprise creation and expansion as well as their effects on job creation, in order to provide the basis for possible future initiatives in this area;

12. Regrets the fragmentation of the new share markets for SMEs and calls on the Commission to examine the prospects for greater synergy among these markets at European level, and to study the case of SMEs listing and trading in Europe as that of an infant industry requiring a special status;

13. Stresses the importance of a genuine single market for pension funds in the context of the emergence of new needs on the part of an aging population, and the definition of rules to enable these funds to be invested in diversified and internationalised portfolios, with due respect for the principles of freedom of choice; calls on the Commission to draft a legislative proposal to this end, taking account of the objectives of free investment of pension funds, protection of beneficiaries and cross-border affiliation;

14. Advocates a European certification system for best practices in the field of investment fund management; calls on the Commission to draw up a communication with a view to this;

#### *As to retail markets*

15. Considers that the introduction of the euro offers a fresh opportunity for the development of an internal market in financial services, particularly in the retail market, and that private individuals are entitled to expect to be able to compare and purchase financial services in a country other than their own with ease;

16. Reiterates its request stated in its resolution of 6 November 1997 on the XXVIth Commission report on competition policy <sup>(1)</sup> concerning the conditions and provisions relating to the 'general interest', with a view to the proposal of an EU Directive on the concept of general interest, specifying the content of the universal services principle, and considers that the concept of general interest is also applicable to financial services and that all economic operators, whether investors or just consumers, should be guaranteed high-quality financial services which are reliable and inexpensive ('the right to a bank');

17. Calls on the Commission to propose legislation on financial intermediaries in the field of consumer credit and mortgage loans and insurance agents in order to protect consumers in cross-border markets;

18. Calls on the Commission to apply Articles 85 and 86 of the EC Treaty strictly so as to ensure that the creation of integrated negotiating platforms and settlement and payment systems does not seek to restrict competition by sharing out markets; insists, in this context, that initiatives taken towards the interoperability of electronic money systems should include both bank and non-bank issuers of electronic money;

#### *As to an EU Ombudsman*

19. Proposes the establishment of an EU Ombudsman for financial services covering retail markets, who would be independent of any Community or national institution and of vested interests or specific banking, insurance, pension funds or securities committees and associations;

20. Requests the Commission to study the proposal for the establishment of an EU Ombudsman for financial services and then present to the Council and Parliament a report, six months after the adoption of this resolution, on the various aspects of the issues raised in the previous paragraphs and possibly submit a legislative proposal on the subject;

<sup>(1)</sup> OJ C 358, 24.11.1997, p. 55.



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*As to fast-track legislative procedures*

21. Is interested in the stated intention of the Commission to propose to the Council and Parliament, in accordance with the Treaty and the envisaged agreement on committee, new legislative techniques that would:
- (a) speed up legislation on financial services under the co-decision procedure of the Amsterdam Treaty,
  - (b) streamline legislative proposals containing the objectives, means and basic requirements (i.e. framework legislation) coupled with 'interpretative texts' in the form of Commission communications, recommendations or decisions covering technical details or detailed guidance;
22. Questions, in the light of the Commission's reflections on this matter, the effectiveness of a framework law that does not lay down principles and relies on non-binding texts (interpretative communications, for example) to set out the details, fearing that legal safety in an industry where this is an essential concept would not be safeguarded by this method;
23. Stresses that financial institutions in the EU need to be able to respond quickly to changing international regulatory requirements such as the Rules established by the Basle Committee on Banking Supervision;
24. Supports the Commission in its intention, as regards rules on financial services, to issue interpretative communications so that discrepancies in interpretation can be eliminated;
25. Recalls its position in its opinion of 6 May 1999 on the committee procedures <sup>(1)</sup>, its resolution of 19 November 1997 on approving the Amsterdam Treaty <sup>(2)</sup>, its long-standing position and the repeated commitment of the Commission that new or revised legislation would aim at reducing the democratic deficit;
26. Agrees with the Commission when it deplores the slow-moving nature of the legislative procedure in this industry, with respect both to adapting existing legislation in line with changes in the market and to establishing new legislation;
27. Calls on the Ecofin Council to show greater consistency and willingness to break the deadlock on legislative texts that are essential to the development of financial services, denounces the hypocrisy of the Member States who call for Community initiatives on the one hand, while at the same time having held up for years essential directives such as the European company statute;
28. Considers, however, that these delays are due primarily to a lack of any strong political will on the part of the Council to develop European financial services and that the only way of overcoming them would be an access of political awareness within the Council;
29. Requests the Commission to submit to the Council and Parliament an Action Plan specifying the new proposals for legislation, amending proposals for codification or revision of existing legislation, interpretive texts and other initiatives requested in this resolution;
30. Believes that to achieve the single market in financial services, the most urgent need is for the Council and the European Parliament rapidly to complete the current legislative procedures, for Member States to implement and enforce existing directives and for the Commission to submit further new proposals for legislation, aimed especially at simplification;

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\* \* \*

31. Instructs its President to forward this resolution to the Council, the Commission and the governments of the Member States.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 21.

<sup>(2)</sup> OJ C 371, 8.12.1997, p. 99.

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## 28. Request for waiver of Mr Féret's immunity

A4-0210/99

### Decision on the request for waiver of the immunity of Mr Daniel Féret

*The European Parliament,*

- having received a request for waiver of the immunity of Mr Daniel Féret, forwarded by the Belgian Ministry of Foreign Affairs on 8 July 1998 and announced in plenary sitting on 14 September 1998,
- having regard to Article 10 of the Protocol on the privileges and immunities of the European Communities of 8 April 1965, and to Article 4(2) of the Act concerning the election of representatives to the European Parliament by direct universal suffrage of 20 September 1976,
- having regard to the judgments of the Court of Justice of the European Communities of 12 May 1964 and 10 July 1986 <sup>(1)</sup>,
- having regard to Article 59 of the Belgian Constitution,
- having regard to Rule 6 of its Rules of Procedure,
- having regard to the report of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities (A4-0210/99),

1. Decides not to waive the immunity of Mr Daniel Féret;
2. Instructs its President immediately to forward this decision and the report of its committee to the appropriate authority of the Kingdom of Belgium.

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<sup>(1)</sup> See Case 101/63: Wagner v. Fohrmann and Krier [1964] ECR 397 and Case 149/85: Wybot v. Faure [1986] ECR 2403.

## 29. Request for waiver of Mr Moniz's immunity

A4-0262/99

### Decision on the request for waiver of the immunity of Mr Fernando Moniz

*The European Parliament,*

- having received a request for waiver of the immunity of Mr Fernando Moniz, forwarded by the Prosecutor-General of the Portuguese Republic via the President of the Assembly of the Republic on 19 October 1998 and announced in plenary sitting on 5 November 1998,
- having regard to Article 10 of the Protocol on the Privileges and Immunities of the European Communities of 8 April 1965, and to Article 4(2) of the Act concerning the election of representatives to the European Parliament by direct universal suffrage of 20 September 1996,
- having regard to the judgments of the Court of Justice of the European Communities of 12 May 1964 and 10 July 1986 <sup>(1)</sup>,
- having regard to Article 157 of the Constitution of the Portuguese Republic,

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<sup>(1)</sup> See Case 101/63: Wagner v. Fohrmann and Krier [1964] ECR 399 and Case 149/85: Wybot v. Faure [1996] ECR 2403.

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- having regard to Rule 6 of its Rules of Procedure,
  - having regard to the report of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities (A4-0262/99),
1. Decides to waive the immunity of Mr Fernando Moniz;
  2. Instructs its President immediately to forward this decision and the report of its committee to the appropriate authority of the Portuguese Republic, and asks that authority to notify Parliament of the legal decisions taken as a result of this waiver of parliamentary immunity.

### 30. Amendment of Annex V of Rules of Procedure

A4-0216/99

#### Parliament's Rules of Procedure

FORMER TEXT

NEW TEXT

(Amendment 1)

*Annex V, Article 2(1)*

1. *Within the time limits laid down by the Financial Regulation, Parliament shall consider a report from the committee responsible proposing the giving, postponement or refusal of discharge.*

1. Parliament shall consider a report from the committee responsible **concerning discharge by 30 April of the year following the adoption of the Court of Auditors' Annual Report as required by the Financial Regulation.**

(Amendment 2)

*Annex V, Article 3**Giving of discharge*

1. *Where the committee responsible considers it appropriate to propose a favourable decision, it shall draw up a report comprising:*

- (a) *a proposal for a decision containing the figures forming the subject of the discharge, thus establishing the final outturn of the budgetary management for the financial year concerned;*
- (b) *a motion for a resolution containing the comments accompanying the discharge decision; and*
- (c) *an explanatory statement.*

*Where necessary, the explanatory statement may be delivered orally.*

2. *The committee responsible shall deliver its opinion on any amendments before they are put to the vote.*

3. *The proposal for a decision shall be put to the vote before the motion for a resolution. The procedure for giving a discharge shall end with a vote on the motion for a resolution as a whole.*

**Granting or refusing to grant discharge**

The committee responsible shall draw up a report comprising:

- (a) a proposal for a decision **granting or refusing to grant discharge;**
- (b) **a proposal for a decision closing the accounts of all the Community's revenue, expenditure, assets and liabilities;**
- (c) a motion for a resolution containing the comments accompanying the discharge decision **including both an assessment of the Commission's budgetary management over the financial year and observations relating to the implementation of expenditure for the future;**
- (d) an explanatory statement.

**Deleted****Deleted**

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FORMER TEXT

NEW TEXT

(Amendment 4)

*Annex V, Article 5**Refusal of discharge*

1. *The committee responsible may table a motion for a resolution refusing to give a discharge. This motion shall set out the reasons for the refusal.*
2. *Such a motion shall be included on the agenda of the next part-session following its tabling and shall be approved only if it obtains the votes of a majority of the component Members of Parliament.*

**Consideration in Parliament**

1. **Any motion for a resolution on the discharge shall be included on the agenda of the first part-session following its tabling.**
2. **Only the motion for a resolution containing the comments accompanying the proposals for a decision or postponing the discharge decision may be the subject of amendments in Parliament.**
3. **Adoption of the report in Parliament shall follow the order of Article 3 of this Annex.**
4. **The proposal for a decision closing the accounts shall be put to the vote whatever the outcome of the vote on granting or refusing to grant discharge (Article 3(a)). If this proposal is not adopted by Parliament, the report shall be deemed to be referred back to committee.**
5. **Parliament shall decide on the proposals for a decision by a majority of the votes cast, pursuant to Article 198 of the EC Treaty.**

(Amendment 5)

*Annex V, Article 6**Article 6**Referral back to committee*

1. *If a proposal for a decision pursuant to Article 3(1)(a) or a motion for a resolution pursuant to Articles 3(1)(b), 4(1) or 5(1) fails to obtain the required majority or if any amendment to the figures contained in the proposal for a decision pursuant to Article 3(1)(a) is adopted, the matter shall be deemed to have been referred back to the committee responsible, which shall report back to Parliament at the subsequent part-session, taking into account Parliament's vote.*
2. *Where this would result in Parliament's being unable to give a discharge within the time limits laid down by the Financial Regulation, the President shall inform the Commission accordingly.*

**Deleted**

(Amendment 6)

*Annex V, Article 7(1)*

1. The President shall forward any decision or resolution of Parliament pursuant to Articles 3, 4 or 5 to the Commission and to each of the other institutions. He shall arrange for their publication in the Official Journal in the series appropriate to acts of a legislative character.

1. The President shall forward any decision or resolution of Parliament pursuant to Articles 3 or 4 to the Commission and to each of the other institutions. He shall arrange for their publication in the Official Journal in the series appropriate to acts of a legislative character.

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**Decision amending Annex V of Parliament's Rules of Procedure***The European Parliament,*

- having regard to the letter of 4 December 1998 from its President,
  - having regard to Rule 162(2) of its Rules of Procedure,
  - having regard to the report of the Committee on the Rules of Procedure, the Verification of Credentials and Immunities and the opinion of the Committee on Budgetary Control (A4-0216/99),
1. Decides to amend its Rules of Procedure as indicated above;
  2. Decides that the provisions thus adopted shall enter into force with immediate effect;
  3. Instructs its President to forward this decision to the Council and Commission, for information.

**31. Reduction of VAT on labour-intensive services \*****A4-0207/99**

**Proposal for a Council Directive amending Directive 77/388/EEC as regards the possibility of applying on an experimental basis a reduced VAT rate on labour-intensive services (COM(99)0062 — C4-0169/99 — 99/0056(CNS))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 3a (new)*

**3a. Whereas this reduced VAT rate may, above all, have a favourable effect on the employment of semi- and unskilled workers, thus complying with one of the objectives of the employment guidelines;**

(Amendment 2)

*Recital 3b (new)*

**3b. Whereas this reduced VAT rate may also have a favourable effect on the protection of the environment;**

(Amendment 3)

*Recital 7*

7. Whereas, in view of the experimental nature of the measure, a detailed assessment of its impact in terms of job creation and efficiency should be carried out by the Member States which implement it;

7. Whereas, in view of the experimental nature of the measure, a detailed assessment of its impact in terms of job creation, **as a disincentive for undeclared work and the undeclared economy**, and efficiency should be carried out by the Member States which implement it; **whereas the Commission should then compare the reports of the Member States, in order to draw up sound conclusions and, where appropriate, to promote the exchange of information and diffusion of best practices;**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 4)

## ARTICLE 1

*Article 28(6), 1st subparagraph (Directive 77/388/EEC)*

6. The Council, acting *unanimously* on a proposal from the Commission, may authorise any Member State to apply for all of the period from 1 January 2000 to 31 December 2002 the reduced rates provided for in the third subparagraph of Article 12(3)(a) to labour-intensive services.

6. The Council, acting **by a qualified majority** on a proposal from the Commission, may authorise any Member State to apply for all of the period from 1 January 2000 to 31 December 2002 the reduced rates provided for in the third subparagraph of Article 12(3)(a) to labour-intensive services.

(Amendment 5)

## ARTICLE 1

*Article 28(6), 2nd subparagraph (c) (Directive 77/388/EEC)*

(c) they must be mainly local and not likely to create distortions of competition.

(c) they must be mainly local and not likely to create **significant** distortions of competition **between Member States, between sectors or within one and the same sector.**

(Amendment 8)

## ARTICLE 1

*Article 28(6), 2nd subparagraph a (new) (Directive 77/388/EEC)*

**The Member States shall favour in particular the extension of the reduced rate to the third system in the field of social, cultural, environmental and domestic care services, provided that the requirements mentioned under (a) to (c) above are satisfied.**

(Amendment 6)

## ARTICLE 1

*Article 28(6), 6th subparagraph (Directive 77/388/EEC)*

Those Member States authorised to apply the reduced rate referred to in the first paragraph shall, before 1 October 2002, draw up a detailed report containing an overall assessment of the measure's effectiveness in terms of job creation and efficiency.

Those Member States authorised to apply the reduced rate referred to in the first paragraph shall, before 1 October 2002, draw up a detailed report containing an overall assessment of the measure's effectiveness in terms of job creation, efficiency **and as a disincentive for the undeclared economy and undeclared work. This report should at least contain specific information on the effect of the application of the reduced VAT rate on prices, private consumption, employment in each sector and the government's budget deficit.**

(Amendment 9)

## ARTICLE 1

*Article 28(6), 7th subparagraph (new) (Directive 77/388/EEC)*

**The Commission shall, not later than 31 December 2002, draw up a report containing a comparison of Member State assessments for the purpose of reaching conclusions about this endeavour, proposing improvements and, where possible, promoting information exchange and the spread of**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

**best practice within national administrations. The report shall contain details of a proposal for appropriate measures for definitive arrangements for the value-added tax rate for labour-intensive services.**

(Amendment 7)

*ARTICLE 2, 3rd paragraph (new)*

**Before 31 December 2002 the Commission shall forward a global evaluation report to the Council and Parliament accompanied, if necessary, by a proposal for appropriate measures for a final decision on the VAT rate applicable to labour-intensive services.**

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Directive amending Directive 77/388/EEC as regards the possibility of applying on an experimental basis a reduced VAT rate on labour-intensive services (COM(99)0062 – C4-0169/99 – 99/0056(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(99)0062 – 99/0056(CNS),
  - having been consulted by the Council pursuant to Article 99 (now Article 93) of the EC Treaty (C4-0169/99),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Employment and Social Affairs (A4-0207/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
  4. Instructs its President to forward this opinion to the Council and Commission.

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## 32. General economic policy guidelines – European Employment Pact

(a) A4-0222/99

### **Resolution on the Commission's recommendation for the broad guidelines of the economic policies of the Member States and the Community (drawn up pursuant to Article 103(2) of the Treaty establishing the European Community) (COM(99)0143 – C4-0208/99)**

*The European Parliament,*

- having regard to the Commission's recommendation (COM(99)0143 – C4-0208/99),
  - having regard to the European Council resolution on the Stability and Growth Pact adopted in Amsterdam on 17 June 1997 <sup>(1)</sup>,
  - having regard to the European Council resolution on employment and growth adopted in Amsterdam on 16 June 1997 <sup>(2)</sup>,
  - having regard to the European Council resolution of 12 and 13 December 1997 on the coordination of economic policies during the third stage of EMU and Articles 109 and 109b of the Treaty,
  - having regard to its resolution of 11 March 1999 <sup>(3)</sup> on the communication from the Commission to the Council, the European Parliament, the Economic and Social Committee and the Committee of the Regions on 'the EU economy at the arrival of the euro: promoting growth, employment and stability' (1999 annual economic report) (COM(99)0007 – C4-0043/99),
  - having regard to the stability and convergence reports drawn up by the Member States,
  - having regard to the report on the functioning of Community product and capital markets (Cardiff I) presented by the Commission in response to the conclusions of the Cardiff European Council (COM(99)0010),
  - having regard to the report on economic and structural reform in the EU (Cardiff II) presented by the Commission in response to the conclusions of the Cardiff European Council (COM(99)0061),
  - having regard to the hearing of the institutional social partners held by its committee responsible on 17 March 1999,
  - having regard to the summary report on structural reform in the Member States of 26 February 1999 drawn up by the Economic Policy Committee (EPC/II/168/99),
  - having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Employment and Social Affairs (A4-0222/99),
- A. mindful that, although the move to the third stage of economic and monetary union has strengthened the ties between the economies of the Member States of the euro zone, a situation requiring increased supervision and coordination of the economic policies of the countries concerned, the other Member States of the European Union must also be included in the economic policy coordination process so as to deepen the single market, facilitate convergence and pave the way for access to the euro zone for those who so desire,
- B. whereas macroeconomic policy must on the one hand create an environment as stable as possible and, on the other, provide the best of budgetary, fiscal and monetary policies, to ensure a sustainable high growth and employment,
- C. whereas a sound combination of these policies is vital for ensuring high growth, a sound environment, and employment while maintaining price stability,

<sup>(1)</sup> OJ C 236, 2.8.1997, p. 1.

<sup>(2)</sup> OJ C 236, 2.8.1997, p. 3.

<sup>(3)</sup> Minutes of that sitting, Part II, Item 19.



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- D. whereas the impact of the international financial crisis on the European Union's economy seems relatively modest for the moment and whereas the European Union should take advantage of the value of the euro-dollar exchange rate and the dynamism of the American economy, and push for timely introducing measures which aim at achieving a new global financial architecture to avoid or mitigate new financial crises,
- E. whereas, moreover, this picture masks variations in the economic performances of the different Member States, with growth in some of the larger Member States lower,
- F. whereas the growth forecasts for Europe for 1999, even if they are less favourable than 1998 and show a differential with the United States, do not indicate a recession but rather an economic slow-down, given that growth is expected to be 2,1% in 1999 rather than the 2,4% originally forecast,
- G. whereas the ECB has made a maximum contribution on the monetary side by reducing the interest rate by 0,5%, although money supply seems to be in line with the reference values set by the ECB for the medium term,
- H. whereas the current economic situation alone should not therefore justify any easing up of the budgetary effort on the part of the Member States,
- I. whereas, furthermore, the funding of pensions will increasingly involve fresh budgetary and social expenditure over the next few years,
- J. whereas the level of fiscal pressure is generally high in the Member States of the Union, a climate scarcely favourable to consumption, the creation and expansion of businesses or employment,
- K. whereas the guidelines for employment should be considered together with the broad guidelines for economic policy, particularly in the section on economic reforms,
- L. whereas the fight against unemployment demands both structural reforms and sustained growth,
- M. whereas the implementation of structural reforms, although based on objectives and principles established at Community level, also depends on the specific situation of each Member State,
- N. whereas, furthermore, the positive results achieved by these reforms will only be apparent in the medium term, which means that political continuity and perseverance is required,
- O. whereas the structural reforms implemented in many Member States are still inadequate,
1. Stresses once again the political and institutional importance of the Commission's recommendation, which gives a vital Community dimension to the broad economic policy guidelines of the Member States and the Community;
  2. Welcomes the fact that, despite the difficulties caused by its resignation, the Commission has produced its recommendations independently, in accordance with the provisions of the Treaty, so as not to give unfavourable signals to the business world as a whole;
  3. Welcomes the resolute nature of the recommendation, which brings the Member States face to face with their responsibilities by drawing up country by country assessments, as frequently called for by the European Parliament;

#### *The economic situation in Europe*

4. Notes the contrast between the potential of the European economy, particularly as regards the dynamism of the single market and domestic demand, and its modest performance in terms of growth and employment, especially the major economies in the Euro zone (Germany, Italy, France);
5. Looks forward to seeing the implementation of its proposal that the Economic and Financial Committee should take over the powers of the Economic Policy Committee in order to improve the effectiveness of the Ecofin Council's work and the coordination of economic policies; in the same spirit, calls on the Council and the Commission to make useful proposals for future interaction and dialogue between the Economic and Financial Committee and the Employment Committee;

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6. Is concerned at the economic climate which seems to have grown up and which appears to reflect a perception of the international economic and financial situation and expectations as regards developments in the budgetary positions of certain Member States and wage trends in particular countries;
7. Welcomes the Commission's call for a European Employment Pact and believes that this Pact should be based on a political declaration by the Council, the Commission and the European Parliament committing them to growth and employment, with the social partners also being invited to contribute to this objective; believes specifically that this Pact should contain the following elements:
  - reinforced cooperation between the different economic actors;
  - simultaneous discussion of the Broad Economic Guidelines and the Employment Guidelines, with both being adopted in June each year;
  - a European initiative for the Information Society;
8. Calls on the European Union and the Member States to establish closer coordination between broad economic policy guidelines and the employment policy guidelines, taking into account the need for a coherent strategy for employment, growth, stability and economic reforms and for an improved procedure with regard to their content, their timing and the relationship between the Council committees involved;
9. Underlines the necessity of a balanced and appropriate policy mix taking into account that wage developments should be in line with productivity developments;
10. Agrees with the Commission's analysis of the importance of investment; calls for public/private investment to realise a modern transport and communications infrastructure in the Union and calls on the Council and the Commission to finally decide on the appropriate financing mechanism — such as an expanded role for the EIB;
11. Calls on the private sector to take its full responsibility for growth and employment and to invest in increased productive capacity, given the currently favourable investment conditions;

#### *The macroeconomic policies of the Member States*

12. Welcomes the fact that the Ecofin Council has followed recommendations made by the Commission in its assessments of the stability and convergence programmes and notes that the stability programmes submitted by the Member States all meet the requirements of the Stability and Growth Pact and recognises that — by advocating that Member States achieve budgetary positions close to balance or in surplus over the economic cycle — the implementation of the Stability and Growth Pact should also take into consideration the role of automatic stabilisers;
13. Considers, however, that according to the forecasts made in the stability programmes, the budgetary targets will in many cases be barely attained, with reduced safety margins and argues that the current transitional period, when the budgetary positions of most Member States are not yet in line with the requirements of the Pact, poses particular problems of adaptation;
14. Takes note of the forthright remarks by the Ecofin Council regarding the over-optimistic nature of some stability programmes as regards growth forecasts and the vagueness as to the ability to control public expenditure, particularly in Italy, Germany, Portugal and, to a certain extent, France and stresses the fact that the fiscal policy should not produce procyclical effects and that the pace of budgetary consolidation should not ignore the state of economy;
15. Considers that some Member States have failed to give this first stability programme exercise all the importance it deserves;
16. Notes that public investment is not always given the priority it should enjoy compared to expenditure on the operation of public administrations;
17. Notes that budgetary consolidation must remain a priority cutting rather than increasing taxation and costs and argues that Member States should guarantee that they will place a cap on their expenditure once the economic outlook improves;
18. Wishes to encourage the dialogue between the two sides of industry, not only on wages but also on structural reforms, and calls on the one hand for this dialogue to be decentralised so as to take into account specific local and regional economic and social situations and, on the other, for an annual discussion and information forum to be established at European level;

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19. Calls for a national budgetary debate to be held on the stability and convergence programmes before they are adopted by the Member States, with due regard for their respective constitutional requirements, so as to guarantee the individual commitment of the Member States to the economic policy coordination process;
20. Calls for the Commission's recommendations on the stability and convergence programmes to be made public so as to enhance the transparency of the European democratic debate;
21. Considers that respect for the independence of the European Central Bank is vital for implementing an effective monetary policy, without prejudice to the democratic dialogue the ECB must maintain with the European Parliament and to any assessments which the Commission and Council may make of this policy;
22. Stresses the responsibility of the ECB to maintain price stability and to contribute towards a policy mix conducive to sustainable growth and employment and underscores the importance of the Bank's obligation to support general economic activities under the terms of Article 105 of the Treaty;
23. Does not consider, however, that the European economy has moved into a deflationary phase, but believes that vigilance is required in this respect;

#### *Structural reforms*

24. Believes that economic policy would be still more efficient, and that growth would therefore create still more jobs, if coherent structural reforms were put in place;
25. Points above all to the need to improve the functioning of the single market, notably through greater respect for the rules of the market and through the removal or at least the reduction of inconsistencies between national and Community measures;
26. Considers also, given the difficulties encountered by businesses in matching their products and services to different national specifications, that the principle of mutual recognition should be widely introduced without putting into danger high levels of protection for consumers, health and the environment, and that standardisation procedures should be better designed;
27. Stresses also the need to improve the integration of markets in many service sectors, which are important sources of job creation, by fostering the establishment of branches and subsidiaries in Member States other than the Member State of origin and keeping to a minimum requirements as regards the setting up of new legal entities;
28. Stresses that, now that the euro has been introduced, further integration of the financial markets must be accelerated to improve the efficiency of the single market and thereby raise growth and employment, in the field both of retail financial services and securities and options;
29. Considers that conditions enabling access to all forms of finance for businesses, in particular to risk capital e.g. through informal investors for small and medium-sized undertakings will foster economic development and create a more dynamic and enterprising market;
30. Calls for measures to be taken as swiftly as possible to develop a European market in electronic commerce and services capable to compete with the USA, by eliminating all national restrictions and providing consumers with the appropriate redress and complaints procedures;
31. Stresses that such a development would greatly assist small and medium enterprises realise their full potential within the Single Market;
32. Stresses that tax reforms reducing the burden on labour and favouring incentives to invest and produce will lend credibility to and increase the impact of structural reforms;
33. Calls on the Member States to embark on a modernisation of their tax systems, by simplifying taxation and extending the tax base, and hopes that a reduced VAT rate on labour-intensive services will be applied;
34. Calls for the work on tax coordination to be continued, particularly as regards indirect taxation, together with the efforts of the group of experts working on the code of conduct; calls also for rapid agreement to be reached in the Council on the proposals for directives on consolidation of company profits in Europe and on income from savings;

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35. Endorses the method adopted by the Economic Policy Committee whereby it includes in its assessment of economic reforms the concept of best practice and calls for this method to be systematically introduced in future for each annual assessment of structural reforms;
36. Calls for the Commission and Member States to publish annual reports summarising the new business regulations introduced over the past 12 months, with particular reference to small and medium sized enterprises;
37. Calls for the Commission and Member States to make full use of the Simple Legislation for the Internal Market (SLIM) concept, and better regulation initiatives, so as to assist the growth potential of all businesses, but especially small and medium sized enterprises. Where appropriate, calls for proposals to be brought forward to repeal legislation that is no longer necessary, or is no longer meeting its original objectives;
38. Notes the reduction in state aid to industry since the beginning of this decade, but considers that on the other hand assistance to research and technological development would be more effective in economic terms, and would at the same time prevent distortions of competition;
39. Considers that improving the efficiency and quality of public spending is vital to attaining sound public finances and stresses in this respect the value of 'benchmarking' in public services, particularly in the fields of health and education;
40. Wishes to encourage further liberalisation of the telecommunications, transport and energy sectors so as to stimulate them and improve universal service while preserving their purpose as a service in the public interest, and calls on the Commission to evaluate the effects of this liberalisation;
41. Considers that, in order to increase the rate of participation in the labour market ('employment rate'), particularly for young people, elderly workers and the long-term unemployed, labour market reform should focus on the following objectives:
- adjusting the organisation of work to developments in the production process, stressing the importance of flexible working hours negotiated at company and branch level,
  - ensuring flexible working hours without jeopardising social integration,
  - adjusting social protection systems so as to develop incentives for work;
- and considers that exchanges of experience in this field are vital to make the reforms as effective as possible;
42. Believes that reforms in the education and vocational training systems must play a vital role in national employment policies, enabling them to adjust better to constantly changing skills requirements and ensure an easier transition from school to work;
43. Calls on the European Union and the Member States to embark on a reform of social security systems as soon as possible, with the aim of making them more flexible, efficient and employment-friendly in order to maximise job-creation potential, while ensuring adequate social protection levels and ensuring sound public finances in the long term to cope with the requirements of an ageing population and of reducing the Human Poverty Indicator levels for the industrialised countries while preserving the European social model;
44. Stresses that interaction between different economic reforms enhances their mutual impact and that only a coherent set of measures will make it possible to secure the maximum economic and social benefits;
45. Calls on the Commission to publish an assessment by each Member State of the implementation of the broad guidelines when it submits its next recommendation on broad economic policy guidelines;

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46. Instructs its President to forward this resolution to the Council, the Commission and the parliaments of the Member States.
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**(b) A4-0239/99****Resolution on the European Parliament's contribution on the European Employment Pact and on the Commission's communication on Community policies in support of employment (within the meaning of Article 127 of the EC Treaty) (COM(99)0167)***The European Parliament,*

- having regard to the communication from the Commission (COM(99)0167),
  - having regard to the letter of 15 April 1999 from the President-in-Office of the Council to the President of the European Parliament concerning the European Parliament's contribution on the European Employment Pact,
  - having regard to its resolution of 11 March 1999 on the communication from the Commission to the Council, the European Parliament, the Economic and Social Committee and the Committee of the Regions 'the EU economy at the arrival of the Euro: promoting growth, employment and stability' (1999 annual economic report) (COM(99)0007 — C4-0043/99) <sup>(1)</sup>,
  - having regard to the Commission Employment Rates Report 1998 'Employment Performance in the Member States' (COM(98)0572),
  - having regard to Articles 99, 104, 105 and 127 of the EC Treaty,
  - having regard to Council Regulation (EC) No 1466/97 of 7 July 1997 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies <sup>(2)</sup>,
  - having regard to the resolution of the European Council on the Stability and Growth Pact adopted at Amsterdam on 17 June 1997 <sup>(3)</sup>,
  - having regard to the resolution of the European Council on growth and employment adopted at Amsterdam on 16 June 1997 <sup>(4)</sup>,
  - having regard to the conclusions of the Presidency at the extraordinary European Council meeting in Luxembourg on 20 and 21 November 1997, in Cardiff on 15 and 16 June 1998 and in Vienna on 11 and 12 December 1998 concerning employment, economic growth and stability, and in particular on the development of a European Employment Pact,
  - having regard to the resolution of the European Council of 12 and 13 December 1997 on the coordination of economic policies during the third stage of Economic and Monetary Union and Articles 109 and 109b of the Treaty,
  - having regard to its resolution of 18 November 1998 on the Commission Communication — Proposal for Guidelines for Member States Employment Policies 1999 (COM(98)0574 — C4-0587/98) <sup>(5)</sup>,
  - having regard to the Council's resolution of 22 February 1999 on the Employment Guidelines 1999 <sup>(6)</sup>,
  - having regard to Rule 148 of its Rules of Procedure,
  - having regard to the report of the Committee on Employment and Social Affairs (A4-0239/99),
- A. whereas a high level of employment is possible only if monetary stability, growth and a high rate of productive capacity utilisation are guaranteed,
- B. whereas economic growth has contributed to the improvement of the budgetary situation in the Member States, but whereas advantage must be taken of the favourable economic factors not only to reduce the deficit ratio but also to stimulate employment,
- C. concerned about the severe shortage of jobs in the EU,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 19.<sup>(2)</sup> OJ L 209, 2.8.1997, p. 1.<sup>(3)</sup> OJ C 236, 2.8.1997, p. 1.<sup>(4)</sup> OJ C 236, 2.8.1997, p. 3.<sup>(5)</sup> OJ C 379, 7.12.1998, p. 88.<sup>(6)</sup> OJ C 69, 12.3.1999, p. 2.

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- D. whereas the two sides of industry act autonomously in collective negotiations and the European Central Bank acts autonomously in guaranteeing monetary stability,
- E. whereas the uninterrupted trend towards income polarisation is permanently driving up the number of rich and the number of poor in the Union,
- F. whereas a European Employment Pact at European level must contain practical decisions and agreements, which go further than the current position,

1. Calls on the European Council meeting in Cologne to ensure a practical improvement on the Luxembourg decisions and is therefore opposed to any attempt to freeze the European coordination of economic and employment policy at the current level, and in particular to maintain continuity with the neoliberal policy of flexibilisation and coercive employment measures;

2. Demands therefore that a European Employment Pact should be based on a political declaration by the various actors committing themselves to giving greater priority to growth and employment, which should be translated into practical improvements in the existing instruments, such as:

- an improvement in the relationship between the broad economic guidelines and the employment guidelines with regard to their content, their timing and the links to the Council committee involved; considers it absolutely essential for the drafting of the broad guidelines of economic policies pursuant to Article 99(2) of the EC Treaty and of the employment policy guidelines pursuant to Article 128(2) of the EC Treaty to be linked more closely as regards timing and for their contents to be more closely coordinated;
- the actors in the areas of financial, economic, monetary and employment policy should meet regularly to approximate their ideas, intentions and thoughts on economic development; in this context, the broad economic and employment guidelines must become the focal points in formulating a policy mix of monetary, wage, fiscal and tax policy in order to create conditions for boosting private and public investment and managing sustainable growth;
- the employment guidelines should reinforce their priorities and concrete targets at national and European level for an active labour market policy, investment in human resources, life-long learning and gender equality;
- social partners are invited to contribute with a policy framework agreement on several topics concerning the modernisation of the European social model and the implementation of national and territorial employment pacts;
- European internal policies should play a stronger role in improving the potential for innovation and growth, not only by launching more ambitious programmes of their own but also by increasing cooperation and coordination between Member States in the areas of infrastructure, industrial policy, R&D, education and training policies;

3. Is of the opinion that the Council and the Member States should involve the European Parliament — in line with the established interinstitutional framework — in the context of the implementation of the European Employment Pact and the macroeconomic dialogue at political level within special meetings which could be held in connection with informal Council meetings;

4. Calls on the Commission and the Member States to develop a coherent and consistent approach for mainstreaming employment policy, which should be instrumental in strengthening synergies between markets for goods, capital and services; calls in particular for priority to be given to the following areas:

- SME, service and third sector growth,
- re-orienting and development of public and private investment,
- re-balancing and coordination of taxation,
- strengthening R&D,
- encouraging environmental protection,
- modernisation of social security systems,
- improving education and training,
- promotion of social inclusion and equal opportunities,

In this context, the Community budget for structural and internal policies should be complemented by the European Investment Bank and by the European Investment Fund, and by diversified public-private partnerships;

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5. Calls therefore on the Commission to present, as soon as possible, concrete proposals for mainstreaming employment and social policies on the basis of the present horizontal view of Community policies and their potential contribution to employment;
6. Welcomes the progress made on common performance and policy indicators and calls on the Commission and the Member States to agree on a definition of all the relevant indicators in good time before the Cologne European Council since effective and transparent monitoring and evaluation of the agreed objectives at both national and Union level is of vital importance and therefore draws attention once again to its call for the implementation and results of these guidelines to be made easier to verify by introducing quantitative and qualitative objectives:
  - expects in particular the statistics needed for forecasts of economic and employment development as well as development of social protection systems to be based on the same fundamental requirements and to be made available to the actors as expert opinions, and
  - calls for the consistent implementation of the employment guidelines adopted at European level with the aid of fulfilment criteria based on the International Labour Organisation's concept of full employment;
7. Points out that, if unemployment is to be reduced significantly and the other economic objectives, including the Maastricht indebtedness criteria, are also to be achieved within a reasonably short period, there must be a package of medium-term strategies which have the joint backing of Council, the Commission, the European Parliament, as well as governments, the parties to collective agreements and the ECB and which give all economic and labour market operators the confidence to succeed and thus confidence in the future in order to increase Europe's capacity to master its policy mix;
8. Proposes that the target for active measures to improve employment prospects should be increased to 25%, in accordance with the principles that those concerned receive practical support and that participation is voluntary;
9. Calls on the Member States to join with their social partners in implementing all the European employment guidelines and to see the forthcoming reform of the European Social Fund as an opportunity to give financial support to the employment strategy and the training of human resources and to achieve equality of opportunity; is vehemently opposed to the Council Presidency's idea of reducing the financial volume of the Social Fund in the context of the financing of Agenda 2000; advocates instead that Objective 3 of the Social Fund be endowed with a minimum of EUR 36 billion;
10. Calls for the social dialogue to be stepped up and welcomes a decision to reform the standing committee on employment as a good basis for achieving this objective;
11. Is of the opinion that special employment programmes for specific groups (young people, women, the long-term unemployed, the disabled) cannot predominantly be financed and implemented at EU level;
12. Welcomes the European Trade Union Confederation's efforts to mobilise their members and the European marches against mass unemployment, precarious employment and social exclusion in the run up to the Cologne summit as a vital contribution to creating public support for European employment policy;
13. Recommends that the two sides of industry observe the trend in the improvement of productivity in their annual wage negotiations and advocates as compensation for a moderate wage policy, firstly that investment be in human capital and secondly as a component of a coordinated incomes policy that employees be permitted to participate in the profits and capital of their undertaking and hopes that employers will take advantage of a moderate wage agreement to recruit more workers and trainees;
14. Calls in general on the Member States and employers to increase their investment in human capital significantly in order to create new opportunities for the employment of the unskilled as well as the more highly skilled;
15. Supports the consideration being given to the extent to which the social partners might agree on a basic wage to prevent social dumping;

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16. Reaffirms its call for an easing of the burden of taxation on labour and fair taxation of company earnings and investment income and emphasises the Commission's call for the convergence of corporate taxes to prevent the relocation of undertakings solely on tax grounds;
17. Reaffirms its call for a serious, medium-term and non pro-cyclical effort by the Member States to consolidate their public finances;
18. Points out that the Stability Pact makes it possible for the European Central Bank to lower interest rates in order to stimulate willingness to invest;
19. Calls for the removal of excessively rigid labour market rules, for the limitation of the burden of taxes and other charges and for the reduction of non-wage labour costs through developing other sources of financing which do not entail additional burdens on male and female workers;
20. Calls for intelligent working time models and the reduction of overtime and advocates flexible working hours with full respect for social security protection;
21. Supports the Member States' efforts to implement the European infrastructure programme (TENs) to promote growth, employment and competitiveness;
22. Refers to the importance of developing a functioning European venture capital market and new forms of financing, especially for innovative SMEs, and firms in the 'Third System' and calls on the European Investment Bank and European Investment Fund in this context to consider whether the resources for venture capital transactions and technological projects cannot be allocated more quickly and whether the upper limits cannot be raised;
23. Advocates a strategy to release the social potential in terms of creativity, innovation, entrepreneurship, investment and achievement in line with the employment policy guidelines;
24. Is of the opinion that the geographical mobility of labour is also an important requirement for a smoothly functioning labour market; calls on the Commission, therefore, to increase its efforts to achieve complete freedom of movement for EU citizens, workers and their families within the European Union and to take account in its proposals of other factors that represent obstacles (e.g. taxation of supplementary pensions) and to present appropriate legislative proposals on transfrontier training and mobility;
25. Instructs its President to forward this resolution to the Council and Commission and to the governments and parliaments of the Member States and representatives of the two sides of industry.

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### 33. Discharge

(a) A4-0196/99

#### **Resolution on the accounts of the European Communities in respect of the 1996 financial year**

*The European Parliament,*

- having regard to the ECSC Treaty and in particular Article 78g thereof,
- having regard to the EC Treaty and in particular Article 276 (former Article 206) thereof,
- having regard to the EAEC Treaty and in particular Article 180b thereof,
- having regard to the budget for the 1996 financial year,
- having regard to the revenue and expenditure account, the financial analysis and the balance sheet of the European Union for the 1996 financial year (C4-0196/97),



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- having regard to the Annual Report for 1996 (C4-0599/97) <sup>(1)</sup> and the special reports of the Court of Auditors and the replies of the Institutions,
- having regard to the Council recommendation of 9 March 1998 (C4-0168/98),
- having regard to its resolution of 31 March 1998 informing the Commission of the reasons for the postponement of the discharge in respect of the implementation of the general budget of the European Union for the 1996 financial year <sup>(2)</sup>,
- having regard to its decision of 17 December 1998 not to grant discharge to the Commission in respect of the 1996 financial year <sup>(3)</sup>,
- having regard to its resolution of 14 January 1999 on improving the financial management of the European Commission <sup>(4)</sup> following the refusal of the 1996 discharge,
- having regard to the report by the Committee on Budgetary Control (A4-0196/99),

1. Recalls its definitive decision not to grant discharge to the Commission in respect of the 1996 financial year and the reasons therefor as voted by Parliament on 17 December 1998, which are annexed;

2. Considers that the accounts of the EC budget for the 1996 financial year should now be noted by Parliament so that the work on the accounts of later years may be proceeded with;

3. Takes note of the following data established by the Commission in order to close the accounts for the financial year 1996:

	ECU	ECU
(a) <b>Revenue: General budget</b>		<b>81 275 072 138,98</b>
— including EFTA/EEA	45 258 019,00	
(b) <b>Expenditure</b>		
— payments made for the financial year including EFTA/EEA	76 165 594 807,11 40 985 655,68	
— appropriations carried over to 1997	1 288 466 623,48	
— EFTA-EEA appropriations carried over	55 300,00	
		<b>77 454 116 730,59</b>
(c) <b>Balance for the financial year 1996 calculated as follows:</b>		
— revenue for the financial year		<b>81 275 072 138,98</b>
— payments from the appropriations for the financial year including EFTA/EEA	76 165 594 807,11 40 985 655,68	
— appropriations carried over to 1997	1 288 466 623,48	
— EFTA-EEA appropriations carried over	55 300,00	
		<b>-77 454 116 730,59</b>
— appropriations carried over from 1995 which have lapsed	+143 860 659,67	
— exchange difference in the financial year 1996	+423 465 513,01	
— overrun on non-differentiated appropriations carried over		
— Commission	00,00	
— Other Institutions	-241,13	
Balance for the financial year 1996		<b>4 388 281 339,94</b>
This balance reflects the accounting situation only and does not include expenditure actually incurred during this financial year.		
(d) <b>Utilisation of appropriations for commitment</b>		<b>83 736 599 319,12</b>

<sup>(1)</sup> OJ C 348, 18.11.1997, p. 1.

<sup>(2)</sup> OJ C 138, 4.5.1998, p. 43.

<sup>(3)</sup> Minutes of that date, Part I, Item 7.

<sup>(4)</sup> Minutes of that date, Part II, Item 1.

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(e) **Balance sheet as at 31 December 1996**

	ASSETS (ECU)	LIABILITIES (ECU)
Fixed assets	11 622 101 713,06	
Stocks	100 583 209,71	
Current assets	3 022 732 383,76	
Cash accounts	11 696 726 750,64	
Prepaid expenses	567 563 724,97	
<b>TOTAL</b>	<b>27 009 707 782,14</b>	
Fixed capital		16 343 779 173,98
Short-time liabilities		8 776 630 117,35
Cash accounts		1 599 782 123,84
Accrued expenses		289 516 366,97
<b>TOTAL</b>		<b>27 009 707 782,14</b>

4. Instructs its President to forward this resolution together with its annex to the Commission, the Council, the Court of Justice, the Court of Auditors, the Economic and Social Committee, the Committee of the Regions, and the European Investment Bank and to have them published in the Official Journal (L series).

ANNEX

**Reasons leading to the decision not to grant discharge as voted by Parliament on 17 December 1998  
(already adopted by the European Parliament on 17 December 1998 <sup>(1)</sup>)**

*The European Parliament,*

1. Recalls that, for the third year in succession, the European Court of Auditors has declined to provide positive global assurance as to the legality and regularity of the transactions underlying the payments for the financial year <sup>(2)</sup>,

2. Recalls that, on 31 March 1998, the European Parliament expressed deep concern about the many problems in nearly all categories of the budget, amounting to an unacceptably high number of cases where the execution of the budget has been inappropriate, and decided to defer the granting of discharge in respect of the 1996 financial year mainly for the following reasons:

- (a) the non-execution of the recommendations of its Committee of Inquiry into the Transit System, especially regarding the computerised control system,
- (b) the lack of democratic accountability in the fight against fraud inside the European Institutions,
- (c) the lack of coherence and sound financial management which led to a low level of execution of all major foreign policy programmes, i.e. Bosnia-Herzegovina, PHARE, TACIS and MED,
- (d) regarding the agricultural sector, the delay in the implementation of the Integrated Control System and the number of recommendations still not implemented from the BSE committee,
- (e) the lack of any precise information as to the results of the proposed measures for job creation in SMEs through the Structural Funds.

Furthermore, considerable concern was expressed over the need for the Commission to redefine its staff policy and review its human resources management in the light of policy priorities, and in particular the custom of delegating public administration prerogatives to third parties;

3. Underlines, with firmness, that the few improvements which have been made so far to fighting fraud in the EU budget and toughening up management procedures have come from the European Parliament's recommendations;

<sup>(1)</sup> Minutes of that date, Part I, Item 7.

<sup>(2)</sup> Volume II of the Annual Report, p. 8.

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4. Notes that the Commission has fulfilled the following conditions laid down in its resolution of 31 March 1998:

- (a) it has made progress in implementing the Committee of Inquiry's recommendations concerning transit;
- (b) it has taken measures which, after the failures of the last two years, will permit effective implementation of the reconstruction programme in the former Yugoslavia;
- (c) it has started to implement the staff increase Parliament requested for the Commission unit responsible for clearance of the EAGGF accounts and thereby met the conditions laid down for the approval of clearance of accounts for 1992;
- (d) it has presented an inventory of all measures aimed at providing aid for small and medium-sized enterprises in the Structural Funds;
- (e) it has given assurances regarding the implementation of the Integrated Management and Control System in the Member States and has also announced the financial adjustments to be made in respect of the delays;

5. Concludes, however, that the Commission has failed to comply, or to comply satisfactorily, with Parliament's requests in some decisive respects and that three major conditions remain to be fulfilled, as illustrated by recent events;

#### ***Lack of democratic accountability***

6. Recalls its resolution of 31 March 1998 on the postponement of the discharge, which calls for:

- (a) lists of all current internal investigations involving allegations of fraud and corruption on the part of officials of the European institutions to be regularly supplied and found to be adequate,
- (b) measures to be taken to ensure that the competent national judicial authorities are swiftly and without exception informed of any case of alleged fraud, corruption or any other offence when there is a suspicion that EU officials might be involved;

7. Points out that in its resolution of 31 March 1998 and, prior to that, in its resolution of 17 February 1998 on the Commission's conduct in respect of alleged fraud and irregularities in the tourism sector <sup>(1)</sup> it stated that it would grant the discharge only once the conditions laid down in paragraph 6 have been met;

8. Notes that

- (a) although the statistics now forwarded by the Commission on cases of fraud and corruption committed by EU officials reveal that not a single official has yet been convicted, they do not contain any information on the nature and scale of the cases examined,
- (b) it has still not been ensured that the competent national judicial authorities are notified of each case of suspected fraud, corruption or other offences without delay, in full and without exception, as the recent ECHO case has shown, the Commission having waited more than six months despite warnings from the UCLAF investigators before suspending the main suspect and handing the case over to the judicial authorities,
- (c) the Commission has not complied with Parliament's request for a proposal for a joint decision of the European Institutions establishing an Anti-Fraud Office (*Office de lutte anti-fraude — OLAF*), submitting instead a proposal for a regulation based on Article 235, which signifies a step backwards in this matter since it fragments the terms of reference relating to the fight against fraud and negates the independent right of investigation in the case of internal checks;

9. Notes that the Commission has ignored its repeated calls, in connection with the MED affair, to turn over the entire case to the legal authorities in Belgium, France and Italy, even though the reports by the Court of Auditors and the internal financial audit carried out by the Commission contain clear evidence of actions (improper overlapping of interests, illegal exertion of pressure on officials, manipulation of public tender procedures) which should be examined in the light of criminal law;

10. Notes, with incomprehension and indignation, that even after the MED affair came to light some of the technical aid offices involved, or their proprietors, were awarded further direct or indirect contracts with the Commission;

<sup>(1)</sup> OJ C 80, 16.3.1998, p. 36.

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11. Notes that the procedure chosen by the Commission makes it impossible for effective improvements to be made rapidly in the fight against fraud and that the Commission is thus doing serious harm not only to its own credibility but also to the credibility of all the European Union's Institutions;

***Lack of coherence and sound financial management in external policy areas***

12. Notes that the significant management errors and irregularities detected during the 1996 financial year and afterwards have not only resulted in major financial losses but have also done serious harm to the European Union's reputation and credibility;

13. Notes that, despite progress in certain respects, the Commission is still by and large incapable of implementing the Community's external policies effectively as the recent report from the European Court of Auditors on the management of nuclear safety programmes within the framework of PHARE and TACIS illustrates;

14. Points out that it called on the Commission in its resolution of 10 April 1997 on the 1995 discharge <sup>(1)</sup> to take energetic measures to solve the serious administrative problems encountered in the implementation of nuclear safety programmes in Central and Eastern Europe; notes that the Commission has not complied with Parliament's request immediately to set up a task force for this purpose;

***Lack of effective measure for improved administrative and budgetary management***

15. Notes that the Commission has not yet given a comprehensive follow-up to Parliament's request to redefine its staff policy, in particular by submitting realistic estimates of its needs to the budgetary authority, and to review its human resources management in the light of policy priorities, especially enlargement and the requirements in terms of deconcentration which it implies; recalls that a regular screening report has already been requested by Parliament already in its resolution of 5 April 1995 <sup>(2)</sup> in the guidelines for the 1996 budget;

16. Notes that lack of action has enabled abuses of procedures in the appointment of officials to continue unabated, leading to an incapacity of the Commission to ensure that all applicants are treated equally in its recruitment procedures; notes, moreover, that this appears to be a problem which all the institutions have in common;

17. Notes also that high-profile and recent cases involving certain Members of the Commission with regard to staff appointment are severely damaging the credibility of the Commission;

18. Recalls that, according to the Court of Auditors, the practice of delegating public administration prerogatives to third parties has assumed dangerous and reprehensible proportions and leads to numerous irregularities, and in particular confusions of interests, and a deterioration in the Commission's monitoring of the regularity and effectiveness of expenditure;

19. Considers that the following conclusions can be drawn from these observations arising from the central notion that flaws in management organisation have inevitably led to operational distortions in implementing policies (for example 'Mini-budgets');

***Parliament's access to information***

20. Considers that the right of information accorded to it by Article 206(2) of the Treaty in respect of discharge requires the Commission to submit to it, in their entirety, all documents it considers necessary for the exercise of this responsibility;

21. Believes that the Commission has taken a step backwards, as compared with its former practice, by refusing to make certain basic documents available to Parliament; strongly deplores the communication of a heavily censored report concerning ECHO to render the document illegible, an action considered by many to show contempt of Parliament;

22. Notes that Parliament is still unable to verify the actual magnitude of the irregularities concerning ECHO or to assess the responsibilities or the measures taken to improve administration, since the Commission continues to refuse to forward certain documents;

<sup>(1)</sup> OJ C 132, 28.4.1997, p. 140.

<sup>(2)</sup> OJ C 109, 1.5.1995, p. 46.

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23. Notes that, as its Committee of Inquiry into the Community Transit System was not informed by the Commission of the real scale of its problems with the computerisation of the transit system, it made an incorrect analysis of the reasons for the delay in the introduction of the system;

*Personal responsibility of Commissioners*

24. Considers that examples discovered during the discharge procedure have revealed a real concern that irregularities are committed without individual Commissioners perceiving the need to take personal responsibility for such actions;

*Weaknesses in the Commission's structure*

25. Believes that the discharge procedure has illustrated in many cases a lack of flexibility in personnel management with unacceptable abuses arising from this. Urgent action is required to modernise the structures in preparation for an incoming Commission on 1 January 2000.

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**(b) A4-0201/99**

**Resolution informing the Commission of the reasons why the discharge cannot at present be given in respect of the implementation of the general budget of the European Communities for the 1997 financial year**

*The European Parliament,*

- having regard to the revenue and expenditure accounts and the financial statement of the European Communities for the 1997 financial year (SEC(98)0519 — C4-0350/98, SEC(98)0520 — C4-0351/98, SEC(98)0522 — C4-0352/98),
  - having regard to the report of the Court of Auditors for the 1997 financial year <sup>(1)</sup> and to the special reports relating thereto,
  - having regard to the Council recommendation of 15 March 1999 (C4-0156/99),
  - having regard to Article 276 of the Treaty establishing the European Community,
  - having regard to Article 89 of the Financial Regulation, and in particular paragraphs 1 and 4 thereof,
  - having regard to Rule 86 of its Rules of Procedure,
  - having regard to the initial report of the Committee of Independent Experts on the allegations of fraud, mismanagement and nepotism in the European Commission,
  - having regard to the attached Working Document of the Committee on Budgetary Control on the implementation of the general budget of the European Community for the 1997 financial year,
  - having regard to the report of the Committee on Budgetary Control and the opinions of the Committee on Research, Technological Development and Energy, the Committee on Employment and Social Affairs, the Committee on External Economic Relations, the Committee on Regional Policy, the Committee on Transport and Tourism, the Committee on the Environment, Public Health and Consumer Protection, the Committee on Culture, Youth, Education and the Media, the Committee on Development and Cooperation, the Committee on Civil Liberties and Internal Affairs, the Committee on Fisheries and the Committee on Women's Rights (A4-0201/99),
- A. whereas, pursuant to Article 276 of the EC Treaty, the European Parliament gives discharge to the Commission in respect of the implementation of the budget,
- B. whereas the President and Members of the Commission have resigned from office,

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<sup>(1)</sup> OJ C 349, 17.11.1998.

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1. Decides to postpone discharge;
2. Notes that the Committee of Independent Experts will submit by September 1999 a second, final report (resolution of 23 March 1999 on the resignation of the Commission and the appointment of a new Commission <sup>(1)</sup>) giving a far-reaching overview of the culture, practices and procedures of the Commission;
3. Notes that discharge cannot be granted to an outgoing Commission which has no authority to enter into any commitments towards the European Parliament in respect of future policy; believes that discharge should be granted to the new Commission in response to the reform undertakings it gives, pursuant to Article 89(4) of the Financial Regulation, between now and 15 October 1999;
4. Instructs its President to forward this resolution and the above-mentioned working document of the Committee on Budgetary Control to the Commission, the Council and the Court of Auditors.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 2.

ANNEX

#### WORKING DOCUMENT

##### **postponement of the discharge to be given to the Commission in respect of the implementation of the general budget of the European Union for the financial year 1997**

- A. whereas the discharge procedure for the 1996 financial year has revealed serious shortcomings in the ability of the Community's Executive properly to implement the Union's policies,
- B. whereas these doubts were confirmed by the report of the Committee of Independent Experts, which pointed out that the institutions of the European Union still need to acquire a culture of responsibility and the resources necessary for the practical implementation of responsibilities,
- C. believing that the serious criticisms expressed by the independent experts and the discharge authority about financial management need to be converted into a call for practical measures with a view to relaunching Union action during this crucial stage prior to enlargement and the launching of Agenda 2000,
- D. whereas the European Parliament, in its capacity as discharge authority, is the only elected body empowered to exercise supervision of the proper and efficient implementation of the budget, but whereas account has to be taken of the assessments of the committee of independent experts,
- E. whereas the Council has, for several years, in its recommendations for discharge, performed its task in a way which does not suggest an in-depth evaluation of implementation of the budget,
- F. recalling that on 14 January 1999 the European Parliament had already called for specific measures on the following matters: the setting up of a new independent anti-fraud agency; publication of the full text of the Declaration of Interests by all Commissioners; forwarding to Parliament of the three codes of conduct concerning the work of the Commissioners and their offices, officials and relations between them; establishment of a formal agreement on confidential procedures; reform of the Staff Regulations, notably with regard to disciplinary action,
- G. noting that the discharge constitutes a political act expressing confidence in the Executive in respect of the proper and effective management of the Union's financial policies; and that this act is indissolubly linked with the decision of the European Parliament to close the accounts of the financial year in question, such closure constituting discharge,
- H. recalling that the action of the Member States' administrations has an impact on the implementation of most of the budgetary policies and that the discharge procedure must take account of this factor, without however diminishing the institutional responsibility of the Commission to implement the budget,
- I. recalling that the Commission is obliged to ensure that the discharge authority is provided with all the information required under Article 276 of the Treaty,

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- J. whereas the crisis surrounding the 1996 discharge procedure resulted above all from two factors:
- the inadequacy of the Commission's political, financial and administrative management in the many tasks it performs both internally and externally,
  - embezzlement on the part of some staff members, to which the response of the Commissioners has too often been lax and ineffectual,
- K. whereas the Commission's policy has been characterised by, on the one hand, excessive centralisation of tasks and, on the other, excessive decentralisation of powers towards external bodies such as the Technical Assistance Offices, which are not subject to appropriate scrutiny,
- L. noting that the committee of independent experts identified a link between the Commission's management failures and deficiencies in the establishment plan, which it felt constituted a violation of the integrity of the European public service,
- M. whereas, therefore, the Commission's staff policy culture must be adapted to the increased managerial responsibilities which the Commission already exercises and which are assuming growing importance in the Union context, particularly in the run-up to enlargement,
- N. noting that the Commission, having acknowledged the existence of this challenge, has put in hand a huge reform programme in respect of in-house and external staff,
- O. emphasising that the Commission bears ultimate responsibility, at Community level, for the action of the national administrations which are jointly responsible for the implementation of the national policies managed on a partnership basis; noting that the Commission, acting in conjunction with the financial representatives of the Member States in the context of the SEM 2000 programme, has been developing measures since 1996/97 to consolidate and strengthen the partnership with the national administrations,
- P. noting that, since a large proportion of Community funds is managed by the Member States, a substantial percentage of the management shortcomings are linked to malfunctioning in the national administrations and that the Council must therefore acknowledge its responsibility to improve cooperation between Community and national administrations and involve the latter more closely in the discharge procedure, as provided moreover in the new version of Article 274 of the EC Treaty,
- Q. whereas, therefore, cooperation between national and Community partners must constitute the central plank of much wider integration, on a subsidiary basis, of the Community and national levels and whereas external supervision of the Community and national audit bodies is a major component of this overall framework,
- R. noting that the GNP resource is assuming growing importance in the own resources system; noting that a precise calculation is currently hampered by tax evasion and the existence, to some extent, of an underground economy throughout the Community; noting that the Commission has embarked on technical measures to ensure that national accounts are exhaustive but taking the view that this problem is also a political one,
- S. believing that assistance to the Palestinian people through programmes and projects implemented by the European Commission has played and will continue to play a crucial economic and political role in the Middle East despite deteriorating economic and social conditions,
- T. whereas, finally, there is a need to identify the priorities required to serve as the basis for the dialogue between the discharge authority and the new Commission,

## **I. GENERAL REMARKS**

### *Discharge procedure*

1. Considers it essential that there should be a reform of the rules on the discharge procedure; requests the Commission to propose that this be implemented as part of the revision of the Financial Regulation, while Parliament will carry out a revision of its Rules of Procedure;

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2. Will open negotiations with the Council, the Commission, the Court of Auditors and the Member States in the context of the SEM 2000 programme, with a view to ensuring that the discharge procedure includes a dialogue with the national administrations; considers that to this end any agreement reached, which should be finalised as part of the revision of the Financial Regulation, should include:

- bringing forward the starting date of the discharge procedure and, as a consequence, that of the submission of the Court of Auditors' annual report, in particular with a view to shortening the contradictory procedure;
- the possibility for representatives of the national administrations to be heard by the discharge authority at its request or on their own initiative;
- notification of the measures which national administrations have adopted in the light of the discharge decision;

*Information for the discharge authority*

3. Considers that the right of information accorded to it by Article 276(2) of the EC Treaty in respect of discharge requires the Commission to submit to it, in their entirety, all documents it considers necessary for the exercise of this responsibility;

4. Instructs its Committee on the Rules of Procedure, the Verification of Credentials and Immunities to table a proposed amendment to the Rules of Procedure seeking to:

- emphasise the specific nature of Parliament's right to information in the context of the discharge procedure;
- provide for confidential procedural arrangements appropriate to the different types of document and information;
- restrict the exercise of these rights to the objectives of budgetary control;

*Staff policy*

5. Calls on the Commission to target the reform of staff policy, which must be clearly defined, at the following objectives:

- (a) reduce vacant posts to a maximum of 2% of the posts in the establishment plan;
- (b) progressively devolve on the national authorities and the applicant countries the tasks of supervisory administration, while entrusting supervision to decentralised bodies in their territories and ensure an adequate sharing of controls by the Community and national bodies;
- (c) establish staffing needs (in quantitative and practical terms) in relation to the Union's political priorities, on the basis of the report requested from the Commission by Parliament in the context of the budgetary priorities for 2000;
- (d) continue with the modernisation policy (MAP 2000 programme), possibly on the basis of the impetus which a critical assessment by the Court of Auditors might give to the development of the programme;
- (e) open up competitions to the maximum number of participants on a geographical basis, in particular by making them neutral in terms of the cultural and occupational differences which exist between one Member State and another; prevent dysfunctions by wider use of computer technologies and/or decentralisation;
- (f) codify the tasks of the seconded national experts in relation to their skills;
- (g) settle cases of incompatibility in the field of recruitment and performance of budgetary and administrative tasks, while at the same time providing for incompatibilities for Commissioners and their private offices;
- (h) restrict the number of members of private offices, codify their tasks and boost the plurinational factor;

6. Takes the view that the serious management and supervisory problems resulting from the ever wider use of Technical Assistance Offices (TAOs) require an urgent and appropriate response and calls on the Commission to implement the following measures without delay:

- (a) introduce systematic monitoring of compliance by TAOs with Community provisions on budgetary and administrative matters and with the application of national law;
- (b) provide for incompatibility rules for the TAOs;



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- (c) rule out the use of TAOs for any European public service task (in particular, any discretionary disbursement of public European funds, including preparatory activities) and strictly define the relevant scenarios;
  - (d) define by way of regulation all the provisions governing the statuses of staff, Commissioners and TAOs;
7. Calls on the Court of Auditors to deliver an opinion as soon as possible with alternative approaches to performing the duties which have hitherto been entrusted to the TAOs;
8. Regrets, however, that the Commission's reaction was lacking in a number of key respects: wants the new Commission to take up these points again in a constructive way and in a spirit of cooperation with the European Parliament;

*Conclusions of the independent experts and revision of the Financial Regulation and of the Staff Regulations*

9. Notes that the conclusions drawn by the independent experts in their first report, points made on numerous occasions in the past by the Committee on Budgetary Control, highlighted gaps in the supervisory, investigatory and disciplinary systems within the Commission; believes that initial reforms could already be contemplated as part of the revision of the Financial Regulation, pursuant to the recommendations adopted by the European Parliament in its resolution of 11 March 1999 on the need to modify and reform the European Union's own resources system <sup>(1)</sup>:
- (a) the administrative and budgetary procedure leading up to the commitment and implementation of expenditure should be made more fluid, by eliminating the red tape which hampers the decision-making process, in return for a greater burden of responsibility for authorising officers;
  - (b) the Financial Controller's approval, which was given too frequently to irregular operations, must presuppose not only that the act is regular in formal terms, but that the underlying operation is also legitimate;
  - (c) the separation of the powers of *a priori* supervision (the Financial Controller's approval) and auditing powers will be necessary to prevent the same body from carrying out tasks of a divergent, and often incompatible, nature;
  - (d) administrative inquiries, which are too frequent and rarely lead to disciplinary inquiries, should be limited by precisely defining the cases in which they should apply, the relevant time-limits and the use made of the results;

*Commission reform*

10. Takes the view that the Commission must introduce more comprehensive institutional reforms enabling it better to adapt its management and supervisory culture to the new challenges with which it is faced and consequently to improve its relations with the European public and external organisations;
11. Stresses the need for a public register of incoming documents and a uniform and adequate procedure for archives to avoid problems with 'lost files' and increase transparency;
12. Accordingly calls on the new Commission to put in hand the following reforms:
- (a) to reduce and rationalise portfolios, by defining a limited number of real responsibilities, and to adapt its structures and directorates-general accordingly;
  - (b) to strengthen the coordinating role of the President and the Secretary-General of the Commission in accordance with the Amsterdam Treaty;
  - (c) to strengthen the Commission's institutional and management structures in order to ensure that tasks are not decentralised at the expense of cohesion.

*Community policies managed on a partnership basis*

13. Notes that the launching of the SEM 2000 programme has made it possible to find solutions of principle for several problems arising from the implementation of the policies managed in partnership with the administrations of Member States, for example, concerning the eligibility of structural operations and financial adjustments in that area; expects, however, that this theoretical result will be reflected in a practical improvement in implementation and that such progress, already noted in the DAS for 1997 in the EAGGF, will also be true of the structural actions; will verify the implementing procedures for the financial adjustments as part of the discharge;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 2.

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14. Regrets that the proposals on the reform of the Structural Funds essentially leave the definition of eligibility to national provisions and calls on the Commission to establish a hard core of provisions with a view to enhancing homogeneous application in the Member States;

15. Notes that a large number of cooperation problems are still entirely or partly unsolved, in areas such as the integrated supervision of EAGGF operations and the capacity of paying agencies, customs cooperation, Community transit, fraud prevention and adaptation of applicant countries to Community standards in terms of management and supervision;

16. Urges Member States to devote more resources to the control of areas of expenditure for which they are responsible and to implement in full Article 280 of the Treaty;

17. Encourages the Commission to continue its work and assures it of its critical support; to this end, urges the Commission to involve Parliament formally in an observer capacity in the work of SEM 2000 in respect of partnership management;

#### *Cooperation between audit bodies*

18. Issues an appeal to the European Court of Auditors and to the national audit bodies to step up their mutual cooperation in order gradually to establish systematic partnership on the basis of shared programmes and comparable auditing methods with the aim of agreeing on a common approach to supervising the management of the Community budget;

## **II. 1997 DISCHARGE**

#### *Own resources system*

19. Supports the Commission's efforts to ensure that national accounts are exhaustive, by taking full account of tax evasion and the underground economy;

20. Believes that these efforts must be reflected in institutional and political responsibility and that the Executive, which is the guarantor of the proper implementation of the budget, must take institutional and political responsibility therefor;

21. Calls on the Commission therefore to arrange for the technical establishment of the exhaustiveness of the national accounts to be followed by a declaration, made on its own political responsibility, guaranteeing that those accounts are exhaustive and that the Executive stands surety for any dispute which might arise in this regard;

22. Expresses surprise at the fact that the Council, while understanding the analysis by the Court and the Commission on the desirability of replacing the old European system of integrated economic accounts by the new one proposed in 1995, has failed to draw the logical conclusions and is intending to maintain the status quo, without providing any explanation;

23. Calls on the Commission in its entirety to do everything in its power to ensure that the new computerised transit information system (NCTIS) becomes operational as soon as possible; regrets the inexcusable delays which have already occurred; expects the Commission to inform Parliament of the reasons, if there are any further delays, and of the action taken by it;

24. Notes that the problem resulting from the importation of New Zealand dairy products has not yet reached its conclusion, but emphasises that a practical solution must be found to put an end to a situation which may well inflame international relations and obstruct the operation of the market; therefore calls on the Commission:

- (a) to support the efforts of the United Kingdom Government aimed at recovering the sums owed to the Community budget;
- (b) to assess the seriousness of the matter, and of the negligence, in respect of the four alleged cases of irregularities;
- (c) to ascertain, on the basis of these criteria, which of the above cases unquestionably necessitate a penalty within the meaning of the Customs Code, and in particular Article 239 thereof;

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- (d) to take account of the opinions of specialised international organisations, such as the World Trade Organisation, without prejudging the possibility of an appeal against their decisions;
- (e) to ensure that the New Zealand Government assumes a monitoring role in the IMA-issuing system in order to avoid the conflict of interest arising from the fact that the New Zealand Dairy Board is currently both beneficiary and monitor of the arrangement;
- (f) to enact binding control rules for imports under reduced-rate customs quotas and, at the same time, to revise the IMA1 customs certificate procedures which are currently in force;
- (g) to support the legitimate interests of all Community importers by enabling them, in accordance with the rules of free world trade, to import products at a reduced rate under the same conditions as those granted to exporters from countries benefiting from customs preferences;

#### *EAGGF—Guarantee Section*

25. Notes that the Commission has complied, in respect of the BSE problem, with most of the recommendations formulated by the European Parliament's temporary committee of inquiry, but requests it, as part of the clearance of accounts, to recover in full the amounts paid out in contravention of the Regulations in force, to report to Parliament explicitly on the state of recovery, and to continue its work on setting up a comprehensive system for the identification and registration of bovine animals;

26. Calls on the Commission once again:

- (a) to speed up implementation of an integrated system for the financial and budgetary management of the EAGGF—Guidance Section;
- (b) to ensure that risk analysis is applied to all customs inspections for the arrangements which affect the Community budget, including both exports and imports;
- (c) to speed up development of the new transit system;
- (d) to improve coordination between physical and a posteriori checks, as provided for by Council Regulation No 4045/89, and to step up laboratory analyses of agricultural products benefiting from export refunds;

27. Notes that as regards the clearance of accounts for the EAGGF—Guarantee Section, for the years 1993 and 1994, the case concerning Flécharde and the state of recovery need further clarification;

28. Notes, in agreement with the Council, that the Court of Auditors' observations on durum wheat refer to the text of the existing rules and have no implications in terms of implementation or irregularities and that, consequently, there is no need to draw conclusions from them as part of the discharge procedure; notes that it would nevertheless be appropriate for the legislative and budgetary authorities to give thought to changes to make legislation more equitable;

#### *Structural policies*

29. Notes that the Court of Auditors, reviewing implementation of the Structural Funds, expresses several criticisms, supported by the Council, most of which relate to the need for better coordination between the legislation, estimates and implementation of the Structural Funds; emphasises in this connection that:

- (a) the budgetary authority will need to budgetise in a realistic manner the amounts in the financial perspective and ensure that sufficient payment appropriations are entered to meet actual commitments;
- (b) the Commission must do its utmost to ensure that the Member States keep it informed of implementation operations up to and including final beneficiaries (including the setting-up of databases);
- (c) the legislative authority and the Commission will have to define more precisely the concept of additionality and the detailed arrangements for application and penalties in the event of non-compliance;
- (d) the Commission and the responsible authorities in the Member States must act at every level (entry of appropriations, implementation, better use of monitoring committees) in order to narrow the gap between legislation and implementation of structural measures;

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(e) revision of the Financial Regulation and reform of the Structural Funds should be such as to give legal commitments, accounting commitments and payments a status accurately reflecting the actual implementation of actions financed;

30. Expects to receive specific proposals on this matter from the Commission and the SEM 2000 authorities which it will deal with during its work on Agenda 2000;

#### *Internal policies*

31. Regrets that a grey area has emerged in the management of internal policies and observes that the most striking examples in 1997 are to be found in the management of a scientific visitor and the Leonardo programme;

32. Deplores the Commission's failure, despite several demands, to inform the European Parliament about the management problems affecting the Leonardo programme, thus letting Parliament vote on Leonardo II on a false basis;

33. Notes that the Commission has adopted certain of the measures recommended during the debate with the budgetary control authority, namely:

- revision of the status of visitors, which will in future preclude any distortions in recruitment;
- termination of the contract with the TAO Agenor in respect of management of the Leonardo programme;
- takeover of the management of the programme by the Commission, which must happen without delay and be accompanied by measures designed to ensure proper continuation of the programme;

34. Calls on the Commission to act without delay to recover in full the money paid to the scientific visitor for his contracts with DG XII and the JRC;

35. Takes the view that the irregularities and favouritism which characterised the Commission's management are symptomatic of responsibilities situated both at political level and at the level of the administration and supervisory authorities;

36. Points out that the Commission has faced up to its institutional responsibilities; emphasises however that the latter are also attributable to the imperfections of the system, which must be rectified by measures relating to in-house and external staff;

#### *External policy areas*

##### *(a) Palestine*

37. Is concerned that the Commission, although hampered by extraneous factors, has on occasion failed to deliver and monitor its programmes effectively and notes that its actions have often been characterised by a lack of coordination, leading, *inter alia*, to erratic patterns of disbursement;

38. Regrets that the Commission has embarked upon ambitious projects, such as the European Gaza Hospital, with insufficient attention to their feasibility and sustainability; resulting in an image not commensurate with the economic contribution of the European Union;

39. Calls on the Commission, within the context of its strategic priorities, to build upon people-to-people projects proven to be simple, visible and effective;

40. Insists that the European Commission improve its programme preparation, implementation and evaluation by significantly strengthening coordination with the Palestinian Ministry of Planning and other responsible authorities and by establishing a management information system to prevent major problems and delays;

##### *(b) South Africa*

41. Is concerned that the positive work undertaken by the Commission's delegation in South Africa, under difficult circumstances, to implement Community development aid is undermined by the slowness and inflexibility of procedures imposed by the Commission in Brussels and is disturbed by the subsequent tarnishing of the image of the European Union;

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42. Notes that problems have been repeatedly raised in a number of audit reports submitted by the Court of Auditors, including the concentration of management powers in Brussels, lack of suitable staff in the delegation and a general failure to manage and follow up projects in a timely and effective fashion;

43. Believes that the delegation in South Africa should be recognised as a key office and deserves special attention from the Commission;

*(c) PHARE and TACIS*

44. Believes that the situation exposed by the Commission's financial controller concerning the procedures for the award of PHARE and TACIS contracts is detrimental to the Union's image in recipient countries; calls on the Commission:

- (a) to fully comply with the Financial Regulation and therefore to award contracts by private treaty only in exceptional cases;
- (b) to bring in the ACPC for all contracts involving administrative support costs;
- (c) to propose better arrangements in the context of revision of the Financial Regulation to make sure that there is also as much competition as possible when contracts are awarded to non-profit-making institutions or associations;
- (d) to ensure genuine price competition between tenderers;
- (e) to provide reasons for the inclusion or exclusion of each firm on the list of those which may be invited to submit tenders in the restricted procedure;
- (f) to ensure that the files relating to the award of contracts are complete so that the procedures themselves may be reconstructed;

45. Calls on the Court of Auditors to carry out an audit of the procedures for the awarding of contracts and of the contents of the PHARE and TACIS files;

*(d) Management of external aid*

46. Notes that the joint RELEX service has not tackled the most important problem facing beneficiaries of the PHARE and TACIS programmes concerning the long payment periods for participation in projects; calls on the service to submit forthwith a proposal to modify the internal procedures in order to ensure prompt payment of beneficiaries by the Commission;

47. Believes it is essential to give the RELEX service a genuine added value, and calls on the Commission:

- (a) to make available, as soon as possible, posts to meet the nominal staffing level of this service;
- (b) to give the services responsible for external relations enough staff to perform their strategic task of setting guidelines;
- (c) to provide a precise breakdown of tasks performed by the external relations services and RELEX;
- (d) to speed up the programme of simplifying and harmonising procedures and typical contracts which should be reduced to the bare minimum;
- (e) to write off, in agreement with the partner countries, all dormant commitments which can no longer be completed satisfactorily;
- (f) to strive, in agreement with the legislative and budgetary authority, towards a genuine concentration of priority actions;
- (g) to end its current policy of demanding bank guarantees from NGOs;

48. Calls on the new Commission to make the management of pre-accession aid more efficient by bringing under the same service implementation of the funds concerning enlargement, as provided for in Parliament's resolution of 14 January 1999 (PHARE, ISPA and SAPARD programmes);

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49. Notes that, although the Commission has now forwarded to Parliament the internal audit reports on Leonardo, it has not forwarded the eleven audit reports on the handling of certain contracts under ECHO which the Committee on Budgetary Control requested in October 1998;

(e) *MED*

50. Is concerned that there is still a considerable gap between commitments and actual payments for external aid to developing countries and third countries in the Mediterranean region and that there is no sign of this trend reversing, despite the fact that the budgetary priorities have been set out in SEM 2000; is concerned that the gap between theory and practice in respect of external aid is undermining the EU's credibility in this area;

(f) *Nuclear safety*

51. Believes that the delays and shortcomings in the Commission's activities in the field of nuclear safety underline the inflexibility and inadequacy of the Commission's resources compared with the importance of the task;

52. Calls on the Institutions to ensure that there is in future a match between the resources and tasks entrusted to the Commission, and calls on the Commission no longer to accept any responsibilities without having the appropriate expertise and resources;

*EAC*

53. Deeply regrets the fact that after 16 years the Commission has still not implemented Regulation 3245/81 on the European Association for Cooperation, despite the fact that this regulation is explicitly mentioned in the remarks in the budget; calls for maximum transparency in winding up the Association, subject to Belgian national legislation and close scrutiny by the Court of Auditors and the Commission's financial controller;

*Fraud – OLAF*

54. Welcomes the progress made in establishing OLAF and expects

- the Council to finalise the outcome of the negotiations before the end of May;
- the Commission to confer on OLAF all the powers which were conferred on UCLAF and responsibility for all matters concerning unlawful activities, regardless of whether any financial damage is involved;

55. Repeats its call for a complete list to be submitted of instances of presumed fraud, corruption or other illegal acts committed by Commission officials;

*EIF*

56. Recalling that the issue of transparent public audit and control of the EIF has been a long-festering question which has been raised successively in each discharge decision since the creation of the Fund on 14 June 1994, urges the Commission to seize the initiative and ensure rapid agreement between all parties to grant the Court of Auditors full access to the EIF, thereby enabling it to report to Parliament on the strengths and weaknesses of EIF management of Community and own equity funds;

*Decentralised agencies*

57. Regrets that the new statutes for the second-generation agencies which have been agreed by the Commission and Parliament are being blocked by the Council, thereby preventing Parliament from exercising its proper control and discharge powers.

(c) **A4-0199/99****I.****Decision giving discharge in respect of the implementation of the budget for the financial year 1997  
Section I – European Parliament/Ombudsman annex***The European Parliament,*

- having regard to its Rules of Procedure, and in particular Rule 166(3) thereof,
- having regard to Article 77 of the Financial Regulation and Article 13 of the Internal Rules for the implementation of the European Parliament's budget,
- having regard to the revenue and expenditure account and the balance sheet for the financial year 1997 (SEC(98)0521 – C4-0353/98),
- having regard to the administrative cooperation agreement concluded between the European Parliament and the European Ombudsman on 22 September 1995,
- having regard to the Annual Report of the Court of Auditors concerning the financial year 1997 <sup>(1)</sup>,
- having regard to Special Report No 10/98 of the Court of Auditors on the payment of expenses and allowances to Members of the European Parliament, with the European Parliament's replies <sup>(2)</sup>,
- having regard to the report of the Committee on Budgetary Control (A4-0199/99),

**European Parliament**

1. Adopts the figures closing the accounts of the European Parliament for the financial year 1997 on the basis of the following amounts:

Utilisation of appropriations (in ecus)	Appropriations for financial year 1997	Approps. carried over from financial year 1996	
		Article 7(1)(b)	Article 7(1)(a)
Appropriations available	887 207 914,00	119 320 854,45	18 616 000,00
Commitments entered into	867 715 417,11	—	—
Payments made	777 174 935,47	76 472 777,50	6 757 580,81
Appropriations carried over to 1998:			
– Article 7(1)(b), Fin. Reg	90 540 481,64	—	—
– Article 7(1)(a), Fin. Reg	4 522 000,00		
Appropriations to be cancelled	14 970 496,89	42 848 076,95	11 858 419,19
Balance as at 31 December 1997:	201 427 906		

2. Deplores the continued rise in the cancellation of appropriations, both those for 1997 and those carried over from the previous financial year; notes that only part of these cancellations is due to delays in the acceptance of Parliament's buildings (D3/Spinelli and IPE IV/Louise Weiss);

3. Looks to Parliament's various bodies, within their remit, to take sufficient account of the financial and budgetary parameters of their decisions; further expects to receive an initial report on the use of human resources in the performance of their tasks (activity-based budgeting);

4. Notes the measures taken by the Secretary-General aimed at ensuring the optimum use of appropriations entered in the budget, in accordance with the express wish of the budgetary authority; expects to receive, in time for the first reading of the 2000 budget, a report on the impact of the measures taken to introduce effective programming in the award of contracts by Parliament, particularly those for external services;

<sup>(1)</sup> OJ C 349, 17.11.1998.

<sup>(2)</sup> OJ C 243, 3.8.1998.

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5. Recalls that the relevant provisions on the allocation of posts and promotions must be strictly observed and applied;
6. Notes that Parliament lost 7 cases in relation to staff matters in the Court of First Instance and the Court of Justice during 1997;
7. Calls for the new staff policy adopted by the Bureau on 20 October 1997 <sup>(1)</sup>, and in particular the measures aiming at mobility and the reorganisation of departments, to be implemented solely with a view to improving the functioning of the European Parliament;
8. Asks for additional information to be provided, in time for the first reading of the 2000 budget, on the way in which the tasks of DG IV will be coordinated with those of the staff of STOA, including a staffing table showing the allocation of tasks;
9. Notes the measures taken at the end of 1996, following successive refusals to grant approval, to improve the management of the freelance interpreters sector (Item 1879); considers, in view of the rise in the number of cancelled appropriations, that further corrective action must be taken;
10. Reiterates its view of the importance of providing aid to the democratically elected parliaments of Central and Eastern Europe and the Mediterranean area; calls, in this connection, for a report to be submitted to the Committee on Budgetary Control on the reasons why some 30% of the initial appropriations under Item 2995 could not be used in 1997;
11. Draws the Council's attention to the resolution, adopted in plenary on 3 December 1998, on the Statute for Members <sup>(2)</sup>; reiterates its call on the Member States, made in the resolution of 23 March 1999 on the resignation of the Commission (paragraph 15) <sup>(3)</sup>, to bring this matter to a conclusion before the forthcoming European elections;
12. Calls also on the Council to give a ruling as soon as possible on the amendment of the conditions of employment of other servants of the Communities so that an appropriate framework can be defined for parliamentary assistants;
13. Recalls that the Court of Auditors may at any time investigate the conformity of the European Parliament's use of its appropriations from the budget with the rules in force, including the appropriations allocated to political groups;
14. Recalls its resolution of 10 December 1996 on the constitutional status of European political parties <sup>(4)</sup> and in particular paragraph 2 thereof, in which it calls on the European Union to pass a framework regulation on the legal status of European political parties and a Regulation on the financial status of European political parties; calls on the Council and Commission to play their role fully so that the procedure for the drafting of these acts can be launched and completed without delay, thereby enabling the European Parliament and the European parties to put into practice their wish to create transparency and clarity in financial and budgetary matters in their own spheres of activity;
15. Grants discharge to its Secretary-General in respect of the implementation of the budget for the 1997 financial year;

#### *Ombudsman Annex*

16. Regrets that, in 1997, the rate of implementation of appropriations (82,10%) remained unchanged, or even fell slightly, in relation to 1996, while conceding that these were the first financial years in which these figures appeared in the budget;
17. Calls for an improvement in the programming of work, together with the budgetary forecasts, so as to encourage the optimum use of these appropriations;

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18. Authorises the giving of discharge to the Accounting Officer for the 1997 financial year;
19. Instructs its President to forward this decision to the Council.

<sup>(1)</sup> PE 262.036/BUR.

<sup>(2)</sup> OJ C 398, 21.12.1998, p. 24.

<sup>(3)</sup> Minutes of that date, Part II, Item 2.

<sup>(4)</sup> OJ C 20, 20.1.1997, p. 29.



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**II.****Decision giving discharge in respect of the implementation of the budget for the financial year 1997  
Section IV – Court of Justice; Section V – Court of Auditors; Section VI – Part B: Committee of the  
Regions**

*The European Parliament,*

- having regard to Article 272(10) of the EC Treaty,
- having regard to Article 22(2) and (3) of the Financial Regulation,
- having regard to the revenue and expenditure account and the balance sheet for the 1997 financial year (SEC(98)0521 – C4-0353/98),
- having regard to the report of the Committee on Budgetary Control (A4-0199/99),

***Court of Justice***

1. Notes the significant savings obtained by the conclusion of a supplementary agreement to the leasing agreement concerning the annexes to the Court building, following the early payment of ECU 50 million during the previous financial year;
2. Notes the undertaking by the Luxembourg Government to bear the cost of rehousing the occupants of the Court building in a replacement office block for the duration of the restoration and extension work on the Court building, and the cost of removals to the replacement building and of the subsequent return to the Court building when work is completed;
3. Repeats its call on the Court of Justice to improve its financial forecasting (Article 270) and the management of its budgetary resources (Item 1410);
4. Disapproves of the use for the purchase of cars, following an article-to-article transfer, of appropriations intended for computer equipment, which shows inefficient programming of work in the drafting of the budget;

***Court of Auditors***

5. Recalls that the total number of new posts authorised in 1997 and 1998 is intended to guarantee stability in the establishment plan up to and including the year 2001;
6. Considers that certain activities (Chapter 15), for which the appropriations allocated were judged insufficient by the Court of Auditors, could have benefited from the large volume of funds arising partly as a result of the favourable movement in the ECU-LUF conversion rate, thus helping to reduce the amount of appropriations cancelled;

***Committee of the Regions***

7. Expresses its displeasure at the haphazard programming of the activities of the Committee of the Regions, which necessitated a major article-to-article transfer at the very beginning of the 1997 financial year;
8. Calls on the Committee of the Regions to improve significantly the quality of its budgetary forecasting to enable optimum use to be made of the financial resources allocated to it by the budgetary authority;
9. Recalls its request to the Court of Auditors to investigate the appropriateness and effectiveness of the measures taken by the Committee of the Regions, to ensure that the irregularities identified in the 1996 annual report do not recur; requests on the Court of Auditors to submit a report on this matter by 30 September 1999;

\*  
\*   \*  
\*

10. Gives discharge to the Registrar of the Court of Justice and the Secretaries-General of the Court of Auditors and the Committee of the Regions in respect of the implementation of their budgets for the 1997 financial year;

11. Instructs its President to forward this decision to the Institutions and the advisory body concerned and to arrange for its publication in the Official Journal (L series).

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### III.

#### **Resolution informing the Economic and Social Committee of the reasons for the postponement of the decision concerning discharge in respect of the general budget of the European Union (Section VI – Part A) for the financial year 1997 Section VI – Part A: Economic and Social Committee**

*The European Parliament,*

- having regard to Article 272(10) of the EC Treaty,
  - having regard to Article 22(2) and (3) of the Financial Regulation,
  - having regard to the revenue and expenditure account and the balance sheet for the 1997 financial year (SEC(98)0521 – C4-0353/98),
  - having regard to the Council's recommendation of 9 March 1998 (C4-0168/98),
  - having regard to the report of the Committee on Budgetary Control (A4-0199/99),
- A. whereas the serious nature of the conclusions of the Court of Auditors' annual report for 1996 on the Economic and Social Committee's management of appropriations led the European Parliament to postpone its decision concerning the discharge for 1996 <sup>(1)</sup>,
- B. whereas one of the main conditions which the European Parliament imposed on the Economic and Social Committee for the grant of discharge was that the matter should be referred to UCLAF 'to enable the extent of administrative involvement or responsibility to be fully determined as regards the entry into the accounts, the commitment, the authorisation and the payment of expenditure' <sup>(2)</sup>,
- C. whereas, in its comments of 23 November 1998 on Parliament's position concerning the discharge for 1996, the Economic and Social Committee considered that it did not seem appropriate to refer the matter to UCLAF,
1. Decides to postpone the discharge decision in respect of the 1997 financial year until it has received the conclusions of the UCLAF inquiry, under the terms set out in its resolution on postponement of discharge 1996;
2. Instructs its President to forward this resolution to the Commission, the Court of Auditors and the Economic and Social Committee.

<sup>(1)</sup> Resolution of 7 October 1998, OJ C 328, 26.10.1998, p.115.

<sup>(2)</sup> *ibid.*, para. 2.

**(d) A4-0198/99**

### I.

#### **Decision giving discharge to the Commission in respect of the financial management of the sixth European Development Fund for the financial year 1997**

*The European Parliament,*

- having regard to the EC Treaty,
- having regard to the third ACP-EEC Convention <sup>(1)</sup>,
- having regard to the balance sheets and accounts of the sixth and seventh European Development Funds for the financial year 1997 (COM(98)0442),
- having regard to the report of the Court of Auditors concerning the financial year 1997 including the report on the activities of the sixth and seventh European Development Funds and the replies of the institutions (C4-0676/98) <sup>(2)</sup>,

<sup>(1)</sup> OJ L 86, 31.3.1986.

<sup>(2)</sup> OJ C 349, 17.11.1998.

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- having regard to special report No 24/98 of the Court of Auditors concerning risk capital operations financed from the resources of the European Development Funds, and the replies of the Commission <sup>(1)</sup>,
- having regard to the recommendation of the Council of 25 February 1999 (6321/99 – C4-0185/99),
- having regard to the declaration of the Council on the statement of assurance of the Court of Auditors relating to the activities of the sixth and seventh European Development Funds (6557/99 – C4-0187/99),
- having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (A4-0198/99),

1. Grants discharge to the Commission in respect of the financial management of the sixth European Development Fund for the financial year 1997 on the basis of the following amounts:

**Balance sheet of 6th EDF at 31 December 1997**

(ECU '000)

ASSETS	Situation as at 31.12.1997
LONG-TERM	
Initial allocation	7 500 000
EIB special contribution	60 000
CURRENT	
Treasury advance to 7th EDF	689 812
Advances	17 907
Cash at bank	421 547
<b>Total assets</b>	<b>1 129 267</b>

LIABILITIES	Situation as at 31.12.1997
FUND CAPITAL	
Initial allocation	7 500 000
EIB special contribution	60 000
Other resources	361 614
EXPENDITURE PAID	
Expenditure already booked	(6 777 641)
Expenditure to be regularised	(14 730)
CREDITORS	
Revenue to be regularised	25
<b>Total liabilities</b>	<b>1 129 267</b>

**Use of resources – 6th EDF at 31 December 1997**

Breakdown of funds

	Initial appropriation	Resources or deductions at 31.12.1996	Resources or deductions during 1997	New situation
Total ACP	7 400 000 000,00	416 153 821,96	1 933 663,16	7 818 087 485,12
Total OCT	100 000 000,00	3 526 646,39	0 00	103 526 646,39
<b>TOTAL</b>	<b>7 500 000 000,00</b>	<b>419 680 468,35</b>	<b>1 933 663,16</b>	<b>7 921 614 131,51</b>

2. Records its observations in the resolution which forms part of this decision;

<sup>(1)</sup> OJ C 389, 14.12.1998.

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3. Instructs its president to forward this decision and the resolution containing its observations to the Commission, the Council, the Court of Auditors and European Investment Bank and to have them published in the Official Journal (L series).

## II.

### Decision giving discharge to the Commission in respect of the financial management of the seventh European Development Fund for the financial year 1997

*The European Parliament,*

- having regard to the EC Treaty,
- having regard to the fourth ACP-EEC Convention <sup>(1)</sup>,
- having regard to the balance sheets and accounts of the sixth and seventh European Development Funds for the financial year 1997 (COM(98)0442),
- having regard to the report of the Court of Auditors concerning the financial year 1997 including the report on the activities of the sixth and seventh European Development Funds and the replies of the institutions (C4-0676/98) <sup>(2)</sup>,
- having regard to the recommendation of the Council of 25 February 1999 (6322/99 — C4-0186/98),
- having regard to the declaration of the Council on the statement of assurance of the Court of Auditors relating to the activities of the sixth and seventh European Development Funds (6557/99 — C4-0187/99),
- having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (A4-0198/99),

1. Grants discharge to the Commission in respect of the financial management of the seventh European Development Fund for the financial year 1997 on the basis of the following amounts:

#### Balance sheet of 7th EDF at 31 December 1997

(ECU '000)

ASSETS	Situation as at 31.12.1997
LONG-TERM	
Initial allocation	10 940 000
Contributions received	(4 999 888)
CURRENT	
Debtors	0
Cash at bank	0
<b>Total assets</b>	<b>5 940 112</b>
LIABILITIES	Situation as at 31.12.1997
FUND CAPITAL	
Initial allocation	10 940 000
Other resources	885 288
EXPENDITURE	
Expenditure already booked	(6 574 988)
CREDITORS	
Treasury advance from 6th EDF	689 812
<b>Total liabilities</b>	<b>5 940 112</b>

<sup>(1)</sup> OJ L 229, 17.8.1991.

<sup>(2)</sup> OJ C 349, 17.11.1998.

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**Use of resources – 7th EDF at 31 December 1997**

## Breakdown of funds

	Initial appropriation	Resources or deductions at 31.12.1996	Resources or deductions during 1997	New situation
Total ACP	10 800 000 000,00	809 806 742,19	9 610 289,25	11 619 417 031,44
Total OCT	140 000 000,00	14 800 964,10	0 00	154 800 964,10
Sundry revenue	0 00	51 681 247,75	-610 747,96	51 070 499,79
<b>TOTAL</b>	<b>10 940 000 000,00</b>	<b>876 288 954,04</b>	<b>8 999 541,29</b>	<b>11 825 288 495,33</b>

2. Records its observations in the resolution which forms part of this decision;
3. Instructs its president to forward this decision and the resolution containing its observations to the Commission, the Council, the Court of Auditors and European Investment Bank and to have them published in the Official Journal (L series).

**III.**

**Resolution containing the observations which form part of the decisions granting discharge to the Commission in respect of the financial management of the sixth and seventh European Development Funds for the financial year 1997**

*The European Parliament,*

- having regard to Articles 189 and 276 of the EC Treaty,
- having regard to Articles 73 and 77 of the financial Regulations applicable respectively to the sixth and seventh EDFs, under which the Commission is required to take all appropriate steps to act on the observations appearing in discharge decisions,
- having regard to the report of the Committee on Budgetary Control and the opinion of the Committee on Development and Cooperation (A4-0198/99),

1. Welcomes the positive Statement of Assurance provided by the Court of Auditors; asks the Court and the Commission however jointly to address the problems giving rise to a number of 'non-opinions' in the Statement of Assurance.

(e) **A4-0132/99**

**I.**

**Decision giving discharge to the Commission in respect of the management of the ECSC for the financial year 1997**

*The European Parliament,*

- having regard to the amounts shown below, contained in the accounts of the ECSC as at 31 December 1997 <sup>(1)</sup>, the report of the Court of Auditors for 1997 concerning the ECSC, together with the Commission's replies (C4-0055/99) <sup>(2)</sup>, confirming that the accounts present a true picture of the assets and financial situation of the European Coal and Steel Community at 31 December 1997, and the results of ECSC operations for the financial year ending on the same date,

<sup>(1)</sup> OJ C 255, 13.8.1998, p. 3.

<sup>(2)</sup> OJ C 352, 18.11.1998, p. 1.

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1. Gives the Commission discharge in respect of the management of the ECSC for the figures relating to the implementation of the budget for the 1997 financial year, shown below;
2. Instructs its President to forward this decision and the resolution containing its comments to the Commission, the Council, the Court of Auditors and the ECSC Consultative Committee and to have them published in the Official Journal (L series).

**ECSC balance sheet at 31 December 1997**

**ASSETS**

(all figures in ecus)	31.12.1997	31.12.1996
Balance with central banks	555 027	602 921
Loans/advances to credit institutions	2 120 510 437	2 917 639 952
Loans/advances to customers	1 925 994 228	2 422 520 347
Bonds/other fixed income securities	1 623 506 318	1 447 389 772
Tangible and intangible assets	2 623 844	3 412 827
Other assets	87 399 574	20 146 111
Prepayments and accrued income	169 427 311	198 377 594
<b>TOTAL ASSETS</b>	<b>5 930 016 739</b>	<b>7 010 089 524</b>
Off balance sheet commitments	590 786 635	1 684 494 717

**LIABILITIES**

(all figures in ecus)	31.12.1997	31.12.1996
Amounts owed to credit institutions	2 277 710 073	2 542 395 630
Debts evidenced by certificates	1 359 610 749	2 134 840 697
Other liabilities	12 788 060	78 273 662
Accruals and deferred income	121 190 289	159 831 193
Provisions for liabilities and charges	87 376 377	75 213 372
Commitments for ECSC operating budget	853 779 193	1 059 928 511
<b>Total liabilities vis-à-vis third parties</b>	<b>4 712 454 741</b>	<b>6 050 483 065</b>
Provisions for financing operating budget	441 712 926	207 586 988
Provisions for large exposures	27 000 000	36 000 000
Reserves	745 678 210	712 716 452
Value adjustment reserve	313 119	1 060 011
Surplus brought forward	537 606	132 487
Surplus for the financial year	2 320 137	2 110 521
<b>Net total</b>	<b>1 217 561 998</b>	<b>959 606 459</b>
<b>TOTAL LIABILITIES</b>	<b>5 930 016 739</b>	<b>7 010 089 524</b>
Off balance sheet commitments	712 444 915	3 578 156 001

**Profit and loss accounts for year ending  
31 December 1997**

**CHARGES**

(all figures in ecus)	31.12.1997	31.12.1996
Interest payable and similar charges	331 419 509	580 314 585
Commissions payables	844 743	1 264 272
Net losses on financial operations	15 931 380	7 939 476
Administrative expenditure	5 000 000	5 000 000
Value adjustments (tangible assets)	573 251	777 962
Other operating charges	382 650	382 568
Value adjustments (loans/advances/provisions)	9 190 689	61 899 378
<b>Total operating charges</b>	<b>363 342 222</b>	<b>657 578 241</b>
Allocation to the value adjustment reserve	0	1 060 011
Extraordinary charges	580 380	4 593 762
Conversion differences	746 892	0
Legal commitments for the financial year	180 869 553	201 176 900
Allocation to provision for operating budget	274 000 000	73 131 189
Allocation to the guarantee fund	31 256 356	19 000 000
<b>Total charges</b>	<b>850 795 403</b>	<b>956 540 103</b>
Surplus for the financial year	2 320 137	2 110 521
<b>TOTAL</b>	<b>853 115 540</b>	<b>958 650 624</b>

**INCOME**

(all figures in ecus)	31.12.1997	31.12.1996
Interest received and similar income	420 240 962	699 872 042
Net profit on financial operations	13 235 896	29 031 637
Value adjustment (loans/advances/provisions)	46 198 844	22 092 016
Other operating income	22 507 685	1 544 770
<b>Total operating income</b>	<b>502 183 387</b>	<b>752 540 465</b>
Exchange differences	0	1 060 011
Withdrawal from the value adjustment reserve	746 892	0
Income relating to operating budget	301 054 072	190 427 105
Transfer from provision for operating budget	49 131 189	14 623 043
Transfer from Guarantee Funds/Special reserve	0	0
<b>TOTAL INCOME</b>	<b>853 115 540</b>	<b>958 650 624</b>

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**Implementation of the ECSC operating budget****OUTTURN**

(all figures in ecus)	31.12.1997	31.12.1996
<b>EXPENDITURE</b>		
Administrative expenditure	5 000 000	5 000 000
Legal commitments	180 869 553	201 176 900
Financing of future operational budgets	274 000 000	0
<b>Total</b>	<b>459 869 553</b>	<b>206 176 900</b>
<b>REVENUE</b>		
Levy	101 640 567	95 872 589
Fines	0	0
Interest subsidies	4 168 145	4 336 252
Miscellaneous	0	9 397
Cancellation of legal commitments	195 235 395	89 966 808
Surplus from previous budget	49 131 189	14 623 043
Net balance for the year	109 694 257	50 500 000
<b>Total</b>	<b>459 869 553</b>	<b>255 308 089</b>
<b>BUDGET OUTTURN</b>	<b>0</b>	<b>49 131 189</b>

**RESULT FOR FINANCIAL YEAR**

(all figures in ecus)	31.12.1997	31.12.1996
Result from non-budgetary operations after deducting the net balance allocated to the operating budget	33 476 493	45 110 521
Outturn of the budget	0	49 131 189
<b>Total</b>	<b>33 576 493</b>	<b>94 241 710</b>
Allocation to provision for operating budget	0	-73 131 189
Allocation to the Guarantee Fund	-31 256 356	-19 000 000
<b>RESULT BEFORE ALLOCATION</b>	<b>2 320 137</b>	<b>2 110 521</b>

**II.****Resolution on the financial statements of the European Coal and Steel Community at 31 December 1997 and on the 1997 annual report of the Court of Auditors on the ECSC, together with the Commission's replies**

*The European Parliament,*

- having regard to the ECSC financial statements for the 1997 financial year, submitted by the Commission<sup>(1)</sup>, and in particular the balance sheet and profit and loss accounts of the ECSC at 31 December 1997,
- having regard to the report of the Court of Auditors on the financial statements of the ECSC at 31 December 1997<sup>(2)</sup> and the 1997 annual report of the Court of Auditors on the ECSC, together with the Commission's replies (C4-0055/99)<sup>(3)</sup>,
- having regard to the report of the Committee on Budgetary Control (A4-0132/99),

<sup>(1)</sup> OJ C 255, 13.8.1998, p. 3.

<sup>(2)</sup> OJ C 255, 13.8.1998, p. 28.

<sup>(3)</sup> OJ C 352, 18.11.1998, p. 1.



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- A. whereas the Court of Auditors concludes that the financial statements of the ECSC at 31 December 1997 give an accurate picture of the assets, of the financial situation and of the results of its operations for the financial year ending on the same date,
- B. whereas the Court of Auditors states that the legality and regularity of the transactions, on the whole, are adequately guaranteed and proposes a positive statement of assurance,
- C. whereas in the run up to the expiry of the Treaty of Paris in the year 2002 as the activities of the ECSC are steadily being wound down, its solvency ratio reached 28,3 % at the end of 1997, a step closer to its stated target of 100% in 2002, partly due to an increase in the Guarantee Fund and a decrease in the volume of outstanding loans,
- D. whereas preparations are under way to ensure that upon expiry of the Treaty in 2002, the revenue from outstanding reserves will be used for a research fund for sectors related to the coal and steel industries,
1. Notes the comments of the Court of Auditors and the reply of the Commission and is pleased that the report of the former contains no criticism and that a positive statement of assurance has been proposed;
2. Observes that as the ECSC approaches its 50 year milestone of 2002, the Commission continues to manage it in a financially prudent manner, retains experienced staff and devotes adequate resources to ensure that quality control is maintained until the end;
3. Notes the statement of the Court of Auditors that the solvency ratio of the ECSC should be monitored up to and beyond the expiry date of the Treaty of Paris, thereby ensuring that remaining borrowings can be serviced;
4. Understands that the strategy for disposing of ECSC buildings around the world is being implemented, with the completion of the transfer of the Washington building in 1997 and calls for the transfer of buildings in Canberra, Lisbon, Windhoek and Milan to be concluded shortly;
5. Considers that issues which were of concern in past years such as lending to Eurotunnel, ECSC finance to the Danish 'Great Belt', compliance with conditions laid down for interest-rate subsidies aimed at job creation and the effectiveness of reporting and monitoring arrangements connected with global loans, have been addressed in the interim period.

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(f) A4-0163/99

I.

**Decision giving discharge to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions in respect of the implementation of its budget for the 1997 financial year**

*The European Parliament,*

- having regard to the EC Treaty and in particular Article 206 thereof,
  - having regard to the report of the Court of Auditors on the financial statements and management of the European Foundation for the Improvement of Living and Working Conditions (Dublin Foundation) for the financial year 1997, and the Foundation's reply thereto (C4-0054/99) <sup>(1)</sup>,
  - having regard to the Council Recommendation of 11 February 1999 (5913/99 — C4-0149/99),
  - having regard to the report of the Committee on Budgetary Control (A4-0163/99),
- A. whereas the Court of Auditors finds that the financial statements for the financial year ended 31 December 1997 are reliable and the underlying transactions are, as a whole, legal and regular,

<sup>(1)</sup> OJ C 406, 28.12.1998, p. 12.

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1. Notes the following figures for the accounts of the European Foundation for the Improvement of Living and Working Conditions:

1997 FINANCIAL YEAR	<i>(ECU thousands)</i>
<b>(a) Revenue</b>	<b>13 646</b>
1. Subsidy from the Commission	13 451
2. Miscellaneous revenue	146
3. Revenue from services rendered against payment	49
<b>(b) Expenditure</b>	<b>13 833</b>
<i>Staff Expenditure</i>	
1. Payments for the year	6 617
2. Appropriations carried over	7
<i>Administrative Expenditure</i>	
1. Payments for the year	898
2. Appropriations carried over	145
<i>Operating Expenditure</i>	
1. Payments for the year	2 954
2. Appropriations carried over	3 212
<b>Balance for the year</b>	<b>-24</b>
Outturn for the year (a) – (b)	-187
Appropriations carried over from the previous year which lapse	159
Exchange differences for the year	4

2. Acknowledges the positive steps taken by the Foundation to resolve remaining technical problems affecting the separation of duties between the authorising officer and the accounting officer and the implementation of a new decentralised financial system;

3. Welcomes the adoption of a Memorandum of Understanding in order to establish structured cooperation between the management boards of the Foundation for the Improvement of Working and Living Conditions and the European Agency for Health and Safety;

4. Encourages efforts made by the Foundation to improve day-to-day management of imprest accounts by the establishment of clear definitions, the application of strict guidelines to reduce mission expenses and improvements in procedures for establishing the annual budget as regards study contracts;

5. Gives discharge to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions in respect of the implementation of its budget for the 1997 financial year, on the basis of the report of the Court of Auditors;

6. Instructs its President to forward this decision to the Administrative Board of the European Foundation for the Improvement of Living and Working Conditions, the Council, the Commission and the Court of Auditors and to have it published in the Official Journal (L series).

## II.

### **Decision giving discharge to the Management Board of the European Centre for the Development of Vocational Training in respect of the implementation of its budget for the 1997 financial year**

*The European Parliament,*

- having regard to the EC Treaty and in particular Article 206 thereof,
- having regard to the report of the Court of Auditors on the financial statements and management of the European Centre for the Development of Vocational Training (Cedefop – Salonica) for the 1997 financial year and the Centre's reply thereto (C4-0053/99) <sup>(1)</sup>,

<sup>(1)</sup> OJ C 406, 28.12.1998, p. 1.

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- having regard to the Council Recommendation of 11 February 1999 (5912/99 – C4-0148/99),
- having regard to the report of the Committee on Budgetary Control (A4-0163/99),

A. whereas the Court of Auditors finds that the financial statements for the financial year ended 31 December 1997 are reliable and the underlying transactions are, as a whole, legal and regular,

1. Notes the following figures for the accounts of the European Centre for the Development for Vocational Training:

1997 FINANCIAL YEAR	<i>(ECU thousands)</i>
<b>(a) Revenue</b>	<b>13 808</b>
1. Subsidy from the Commission	13 522
2. Miscellaneous revenue	152
3. Revenue from services rendered against payment	134
<b>(b) Expenditure</b>	<b>13 931</b>
<i>Staff Expenditure</i>	
1. Payments for the year	5 579
2. Appropriations carried over	541
<i>Administrative Expenditure</i>	
1. Payments for the year	981
2. Appropriations carried over	2 067
<i>Operating Expenditure</i>	
1. Payments for the year	2 544
2. Appropriations carried over	2 204
<i>Appropriations carried over (Articles 6(3) and 3(2))</i>	15
<b>Balance for the year</b>	<b>0</b>
Outturn for the year (a) – (b)	–123
Appropriations carried over from previous financial year and cancelled	199
Exchange differences for the year	–61
Appropriations carried over (Articles 6(3) and 3(2))	–1
Cancellation of established entitlement	–14

2. Welcomes the introduction of a new budgetary and accounting system, steps taken to reduce reliance on imprest accounts, the adoption of a new staff policy and the submission of bi-annual progress reports to Parliament on the state of the new premises which the Centre will occupy in 1999;

3. Gives discharge to the Management Board of the European Centre for the Development for Vocational Training in respect of the implementation of its budget for the 1997 financial year;

4. Instructs its President to forward this decision to the Management Board of the European Centre for the Development for Vocational Training, the Council, the Commission and the Court of Auditors and to have it published in the Official Journal (L series).

Tuesday 4 May 1999

## ATTENDANCE REGISTER

4 May 1999

The following signed:

d' Aboville, Adam, Aelvoet, Ainardi, Aldo, Amadeo, Anastassopoulos, d' Ancona, Andersson, Andrews, Angelilli, Añoveros Trias de Bes, Antony, Aparicio Sánchez, Areitio Toledo, Argyros, Arias Cañete, Arroni, Augias, Avgerinos, Baggioni, Baldarelli, Baldi, Baldini, Balfe, Banotti, Bardong, Barón Crespo, Barros Moura, Barthes-Mayer, Barton, Barzanti, Bazin, Bébéar, Bennasar Tous, Berend, Berès, Berger, Bernard-Reymond, Bernardini, Bertens, Berthu, Bianco, Billingham, van Bladel, Blak, Bloch von Blottnitz, Blokland, Blot, Böge, Bösch, Bonde, Bontempi, Boogerd-Quaak, Botz, Bourlanges, Bowe, Breyer, Brinkhorst, Brok, Bru Purón, Burenstam Linder, Burtone, Cabezón Alonso, Cabrol, Caligaris, Camisón Asensio, Campos, Campoy Zuco, Candal, Cardona, Carlotti, Carlsson, Carnero González, Carniti, Carrère d'Encausse, Carozzo, Cars, Casini Carlo, Casini Pier Ferdinando, Cassidy, Castagnède, Castagnetti, Castellina, Castricum, Caudron, Cederschiöld, Cellai, Ceyhun, Chanterie, Chichester, Christodoulou, Coates, Coelho, Cohn-Bendit, Colajanni, Colino Salamanca, Collins Gerard, Collins Kenneth D., Colombo Svevo, Colom i Naval, Corbett, Cornelissen, Correia, Corrie, Costa Neves, Cot, Cottigny, Cox, Crampton, Crawley, Crowley, Cunha, Cunningham, Cushnahan, van Dam, Damião, Dankert, Darras, Dary, Daskalaki, De Clercq, De Coene, Decourrière, De Esteban Martin, De Giovanni, Delcroix, Dell'Alba, De Luca, Denys, Deprez, Desama, Dillen, Dimitrakopoulos, Di Prima, Donnay, Donnelly Alan John, Donnelly Brendan Patrick, Duhamel, Dupuis, Dybkjær, Ebner, Eisma, Elchlepp, Elliott, Elmalan, Ephremidis, Eriksson, Escolá Hernando, Escudero, Estevan Bolea, Evans, Fabra Vallés, Fabre-Aubrespy, Falconer, Fantuzzi, Farassino, Fassa, Fayot, Ferber, Féret, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Fitzsimons, Flemming, Florenz, Fontaine, Ford, Formentini, Fourçans, Fraga Estévez, Friedrich, Frischenschlager, Frutos Gama, Funk, Gahrton, Galeote Quecedo, Gallagher, García Arias, García-Margallo y Marfil, Garosci, Garot, Garriga Polledo, Gasòliba i Böhm, de Gaulle, Gebhardt, Ghilardotti, Giansily, Gillis, Gil-Robles Gil-Delgado, Girão Pereira, Glante, Glase, Goedbloed, Goepel, Görlach, Gollnisch, Gomolka, González Álvarez, González Triviño, Graefe zu Baringdorf, Graenitz, Graziani, Green, Gröner, Grosch, Grossetête, Günther, Guinebertière, Haarder, Habsburg-Lothringen, Hänsch, Hager, Hallam, Happart, Hardstaff, Harrison, Hatzidakis, Haug, Hautala, Hawlicek, Heinisch, Hendrick, Herman, Hermange, Herzog, Hindley, Hoff, Holm, Hoppenstedt, Hory, Howitt, Hudghton, Hughes, Hulthén, Hume, Hyland, Ilaskivi, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jackson, Janssen van Raay, Jarzembowski, Jean-Pierre, Jensen Kirsten M., Jensen Lis, Jöns, Jové Peres, Junker, Karamanou, Katiforis, Kellett-Bowman, Keppelhoff-Wiechert, Kerr, Kestelijn-Sierens, Kindermann, Kinnock, Kittelmann, Kjer Hansen, Klauf, Klironomos, Koch, Kofoed, Kokkola, Konrad, Krarup, Krehl, Kreissl-Dörfler, Kronberger, Kuckelkorn, Kuhn, Kuhne, Lage, Lagendijk, Laignel, Lalumière, Lambraki, Lambrias, Lang, Lange, Langen, Langenhagen, Lannoye, Larive, de Lassus Saint Geniès, Lataillade, Laurila, Le Gallou, Lehideux, Lehne, Lenz, Leopardi, Le Pen, Leperre-Verrier, Le Rachinel, Liese, Ligabue, Lindeperg, Lindholm, Lindqvist, Linkohr, Linser, Löow, Lomas, Lukas, Lulling, McAvan, McCarthy, McGowan, McIntosh, McMahon, McMillan-Scott, McNally, Maes, Maij-Weggen, Malangré, Malerba, Malone, Manisco, Mann Erika, Mann Thomas, Marinho, Marselet Campos, Martens, Martin David W., Martin Philippe-Armand, Martinez, Mather, Matikainen-Kallström, Mayer, Medina Ortega, Megahy, Mégret, Mendes Bota, Méndez de Vigo, Mendiluce Pereiro, Menrad, Metten, Mezzaroma, Miller, Miranda, Miranda de Lage, Mohamed Ali, Mombaur, Moniz, Moorhouse, Moreau, Moretti, Morgan, Morris, Mottola, Mouskouri, Müller, Mulder, Murphy, Muscardini, Musumeci, Mutin, Myller, Napoletano, Nassauer, Needle, Nencini, Newsen, Newman, Nicholson, Nordmann, Novo, Oddy, Olsson, Oostlander, Orlando, Otila, Paasilinna, Paasio, Pack, Paillet, Palacio Vallelersundi, Palm, Panagopoulos, Papakyriazis, Papayannakis, Parodi, Pasty, Peijs, Pérez Royo, Perry, Peter, Pettinari, Pex, Piecyk, Pimenta, Pinel, Pirker, des Places, Plooi-j-van Gorsel, Plumb, Poettering, Poggiolini, Pohjamo, Poisson, Pollack, Pomés Ruiz, Pompidou, Pons Grau, Porto, Posada González, Posselt, Pradier, Provan, Puerta, van Putten, Querbes, Quisthoudt-Rowohl, Rack, Ramírez Heredia, Randzio-Plath, Rapkay, Raschhofer, Read, Reding, Redondo Jiménez, Rehder, Ribeiro, Riis-Jørgensen, Rinsche, Ripa di Meana, Robles Piquer, Rocard, Rosado Fernandes, de Rose, Roth-Behrendt, Rothe, Rothley, Roubatis, Rovsing, Rübig, Ruffolo, Rynänen, Sainjon, Saint-Pierre, Sakellariou, Salafranca Sánchez-Neyra, Samland, Sandberg-Fries, Sandbæk, Santini, Sanz Fernández, Sarlis, Sauquillo Pérez del Arco, Scapagnini, Scarbonchi, Schäfer, Schaffner, Schiedermeier, Schierhuber, Schifone, Schlechter, Schleicher, Schlüter, Schmid, Schmidbauer, Schnellhardt, Schöring, Schröder, Schroedter, Schulz, Schwaiger, Secchi, Seillier, Seppänen, Sichrovsky, Sierra González, Simpson, Sindal, Sisó Cruellas, Skinner, Smith, Soltwedel-Schäfer, Sonneveld, Sornosa Martínez, Souchet, Soulier, Spaak, Speciale, Spencer, Spiers, Stenzel, Stevens, Stewart-Clark, Stirbois, Stockmann, Striby, Sturdy, Svensson, Swoboda, Tannert, Tappin, Telkämper, Terrón i Cusí, Teverson, Theato, Theonas, Theorin, Thomas, Thors, Thyssen, Tillich, Tindemans, Titley, Tomlinson, Tongue, Torres Couto, Torres Marques, Trakatellis, Truscott, Tsatsos, Ullmann, Väyrynen, Valdivielso de Cué, Vallvé, Valverde López, Vanhecke, Van Lancker, Varela Suanzes-Carpegna, Vaz da Silva, Vecchi, van Velzen W.G., van Velzen Wim, Verde i Aldea, Verwaerde, Vinci, Viola, Virgin, Virrankoski, Voggenhuber, Waddington, Walter, Watson, Watts, Weber, Weiler, Wemheuer, White, Whitehead, Wibe, Wiebenga, Wieland, Wiersma, Wijsenbeek, Willockx, Wilson, von Wogau, Wolf, Wurtz, Wynn, Zimmermann

## ANNEX

## Result of roll-call votes

- (+) = For  
 (−) = Against  
 (O) = Abstention

## 1. Thyssen report — A4-0207/99

## Amendment 4

436

(+)

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Carnero González, Castellina, Coates, Elmalan, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Miranda, Moreau, Novo, Papayannakis, Puerta, Ribeiro, Ripa di Meana, Sornosa Martínez, Theonas, Vinci

**I-EDN:** Blokland, van Dam

**NI:** Angelilli, Farassino, Moretti, Muscardini, Schifone

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Ebner, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klafß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Røvsing, Rübig, Salafrañca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Bösch, Bontempi, Botz, Bowe, Cabezón Alonso, Campos, Candal, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Izquierdo Rojo, Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Willockx, Wilson, Wynn, Zimmermann

Tuesday 4 May 1999

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Orlando, Schroedter, Tamino, Telkämper, Ullmann, Wolf

61

(—)

**ELDR:** Lindqvist

**GUE/NGL:** Eriksson, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Bonde, Fabre-Aubrespy, Nicholson, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Blot, Hager, Kronberger, Lang, Le Gallou, Linser, Lukas, Mégret, Pinel, Raschhofer, Sichrovsky

**PPE:** Donnelly Brendan Patrick, Mezzaroma, Stevens

**PSE:** Blak, Iversen, Jensen Kirsten M., Sindal

**UPE:** d'Aboville, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Daskalaki, Donnay, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner

**V:** Gahrton, Holm, Lindholm, Schörling, Soltwedel-Schäfer, Voggenhuber

13

(O)

**ELDR:** Dybkjær

**GUE/NGL:** Mohamed Ali, Querbes, Sierra González, Wurtz

**NI:** Dillen, Féret, de Gaulle, Gollnisch, Le Rachinel, Stirbois, Vanhecke

**PSE:** Theorin

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2. *Elles report* — A4-0196/99

*Amendment 4*

212

(+) )

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** Caligaris, Pohjamo, Rynnänen, Thors, Virrankoski

**GUE/NGL:** Carnero González, Sornosa Martínez

**NI:** Angelilli, Moretti, Muscardini, Schifone

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Bernardini, Blak, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Candal, Carlotti, Carozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

Tuesday 4 May 1999

300

(—)

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Väyrynen, Vallvé, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Svensson, Theonas, Vinci, Wurtz

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Nicholson, des Places, Sandbæk, Striby

**NI:** Blot, Dillen, Farassino, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Rachinel, Linser, Pinel, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Raymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Berger, Bösch, Swoboda, Wibe

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

### 3. Elles report — A4-0196/99

#### Amendment 2

116

(—)

**ARE:** Escolá Hernando, Hudghton, Maes, Posada González

**ELDR:** Lindqvist

**GUE/NGL:** Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Theonas, Vinci, Wurtz

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Angelilli, Blot, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linser, Lukas, Martinez, Mégret, Muscardini, Pinel, Raschhofer, Schifone, Sichrovsky, Stirbois

**PPE:** Pimenta

**PSE:** Wilson

Tuesday 4 May 1999

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

402

(—)

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasöliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Carnero González

**I-EDN:** Nicholson

**NI:** Dillen, Farassino, Moretti, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Parodi, Peijs, Perry, Pex, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Candal, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kkokola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wynn, Zimmermann



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**PSE:** Happart, Wibe*4. Elles report – A4-0196/99**Amendment 3*

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**ARE:** Barthes-Mayer, Escolá Hernando, Hudghton, Maes, Posada González**ELDR:** Lindqvist**GUE/NGL:** Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Theonas, Vinci, Wurtz**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby**NI:** Blot, Dillen, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linser, Lukas, Martinez, Moretti, Pinel, Raschhofer, Sichrovsky, Stirbois, Vanhecke**PPE:** Burenstam Linder**PSE:** Sauquillo Pérez del Arco, Wibe**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Castagnède, Dary, Dell'Alba, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uytbroeck, Nordmann, Olsson, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Carnero González**I-EDN:** Nicholson**NI:** Angelilli, Farassino, Muscardini, Schifone**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de

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Rose, Roving, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Candal, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghildardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wynn, Zimmermann

**UPE:** Fitzsimons

**V:** Orlando

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**PPE:** Fourçans

**PSE:** Happart

#### 5. Brinkhorst report – A4-0201/99

##### Amendment 2

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**ARE:** Dary, Escolá Hernando, Hudghton, Maes, Posada González

**ELDR:** Lindqvist

**GUE/NGL:** Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjøstedt, Sornosa Martínez, Svensson, Theonas, Vinci, Wurtz

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Angelilli, Blot, Dillen, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linser, Martinez, Mégret, Muscardini, Pinel, Raschhofer, Schifone, Sichrovsky, Stirbois, Vanhecke

**PSE:** Paasilinna, Wibe

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Barthelet-Mayer, Castagnède, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga

**GUE/NGL:** Carnero González

**I-EDN:** Nicholson

**NI:** Moretti

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Koppelhoff-Wiechert, Kittelmann, Klafß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Roving, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Candal, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Korkkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

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**NI:** Lukas

**PSE:** Happart

**UPE:** Daskalaki

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## 6. Brinkhorst report — A4-0201/99

## Amendment 3

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**ARE:** Escolá Hernando, Hudghton, Maes, Posada González**ELDR:** Lindqvist**GUE/NGL:** Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjøstedt, Sornosa Martínez, Svensson, Theonas, Vinci, Wurtz**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby**NI:** Angelilli, Blot, Dillen, Farassino, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linser, Lukas, Martinez, Mégret, Muscardini, Pinel, Raschhofer, Schifone, Sichrovsky, Stirbois, Vanhecke**PSE:** Gebhardt, Wibe**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek**GUE/NGL:** Carnero González**I-EDN:** Nicholson**NI:** Moretti**PPE:** Anastassopoulos, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lhideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafrañca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

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**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Candal, Carlotti, Carniti, Carozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Fitzsimons, Killilea

**V:** Soltwedel-Schäfer

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**PSE:** Happart

*7. Brinkhorst report – A4-0201/99*

*Amendment 7*

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(+)

**ARE:** Escolá Hernando, Hudghton, Maes, Posada González

**ELDR:** Lindqvist, Väyrynen

**GUE/NGL:** Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Theonas, Vinci, Wurtz

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Angelilli, Blot, Dillen, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linsler, Lukas, Martinez, Mégret, Muscardini, Pinel, Raschhofer, Schifone, Sichrovsky, Stirbois, Vanhecke

**PSE:** Wibe

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Barhet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjer, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Spaak, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Carnero González, Miranda

**I-EDN:** Nicholson

**NI:** Farassino, Moretti

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepeel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Røvsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Avgerinos, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Candal, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Fitzsimons, Killilea

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**PSE:** Happart

Tuesday 4 May 1999

## 8. Fabra Vallés report – A4-0199/99

## Amendment 2

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**ARE:** Escolá Hernando, Hudghton, Maes, Posada González**ELDR:** Lindqvist**GUE/NGL:** Coates, Ephremidis, Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson**I-EDN:** Blokland, Bonde, van Dam, Sandbæk**NI:** Angelilli, Féret, Hager, Kronberger, Linser, Lukas, Moretti, Muscardini, Raschhofer, Schifone, Sichrovsky**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasöliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uytbroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Carnero González, Sornosa Martínez**I-EDN:** Berthu, Nicholson, Seillier, Souchet, Striby**NI:** Blot, Dillen, Farassino, de Gaulle, Gollnisch, Lang, Le Gallou, Le Rachinel, Martinez, Mégret, Pinel, Stirbois, Vanhecke**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gähler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Kläß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage,

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Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner

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**GUE/NGL:** Castellina, Elmalan, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Theonas, Vinci, Wurtz

**I-EDN:** des Places

**PSE:** Happart

9. Fabra Vallés report — A4-0199/99

Amendment 3

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**ARE:** Escolá Hernando, Hudghton, Maes, Posada González

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Ephremidis, Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Angelilli, Blot, Dillen, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Rachinel, Linser, Lukas, Martinez, Moretti, Muscardini, Pinel, Raschhofer, Schifone, Sichrovsky, Stirbois, Vanhecke

**PPE:** Brok

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leparre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard

**GUE/NGL:** Carnero González, Sornosa Martínez

**I-EDN:** Nicholson



Tuesday 4 May 1999

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pompidou, Rosado Fernandes, Schaffner

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**GUE/NGL:** Castellina, Coates, Elmalan, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Theonas, Vinci, Wurtz

**PSE:** Happart

10. Fabra Vallés report — A4-0199/99

Amendment 7

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**ARE:** Escolá Hernando, Hudghton, Maes, Posada González

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

Tuesday 4 May 1999

**GUE/NGL:** Ephremidis, Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Blot, Dillen, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linser, Lukas, Martinez, Mégret, Pinel, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard

**GUE/NGL:** Carnero González, Sornosa Martínez

**I-EDN:** Nicholson

**NI:** Farassino, Moretti

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushman, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaf, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Rosing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Candal, Carlotti, Carniti, Carozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyrizias, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Fitzsimons

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**GUE/NGL:** Coates, Elmalan, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Theonas, Vinci, Wurtz

**NI:** Angelilli, Muscardini, Schifone

**PSE:** Happart

*11. Fabra Vallés report – A4-0199/99*

*Amendment 1*

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**ARE:** Barthet-Mayer, Castagnède, Dary, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooij-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Thors, Vallvé, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Carnero González

**I-EDN:** Nicholson

**NI:** Angelilli, Farassino, Féret, Hager, Kronberger, Linser, Lukas, Moretti, Muscardini, Raschhofer, Schifone, Sichrovsky

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Kläß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafrañca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Candal, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt,

Tuesday 4 May 1999

Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Poisson, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Orlando, Schroedter, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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(-)

**ARE:** Dell'Alba, Dupuis, de Lassus Saint Geniès

**ELDR:** Lindqvist, Pohjamo, Ryynänen, Virrankoski

**GUE/NGL:** Coates, Ephremidis, Ilivitzky, Moreau, Novo, Papayannakis, Sjöstedt, Sornosa Martínez, Svensson, Theonas

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Blot, Dillen, de Gaulle, Gollnisch, Lang, Le Gallou, Le Rachinel, Martinez, Mégret, Pinel, Stirbois, Vanhecke

**PPE:** Wieland

**PSE:** Wibe

**V:** Gahrton, Holm, Lindholm, McKenna, Schörling, Soltwedel-Schäfer

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**ELDR:** Väyrynen

**GUE/NGL:** Castellina, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Miranda, Mohamed Ali, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Vinci, Wurtz

*12. Fabra Vallés report — A4-0199/99*

*Amendment 9*

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**ARE:** Escolá Hernando, Hudghton, Maes, Posada González

**ELDR:** Lindqvist

**GUE/NGL:** Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Blot, Dillen, Féret, de Gaulle, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Rachinel, Linser, Martinez, Mégret, Moretti, Pinel, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**UPE:** d'Aboville, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Martin Philippe-Armand, Pasty, Poisson, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

Tuesday 4 May 1999

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leparre-Verrier, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Carnero González, Castellina, Coates, Elmalan, Ephremidis, González Álvarez, Herzog, Jové Peres, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Sierra González, Sornosa Martínez, Theonas, Vinci, Wurtz

**I-EDN:** Nicholson

**NI:** Angelilli, Farassino, Muscardini, Schifone

**PPE:** Anastassopoulos, Añoberos Trias de Bes, Argyros, Arias Cañete, Baldi, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Burenstam Linder, Camisón Asensio, Campoy Zueco, Carlsson, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Decourrière, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Donnelly Brendan Patrick, Ebner, Elles, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Parodi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Røvsing, Rübig, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schnellhardt, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Stevens, Stewart-Clark, Sturdy, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Bernardini, Blak, Bösch, Bontempi, Botz, Bru Purón, Cabezón Alonso, Candal, Carlotti, Carniti, Carrozzo, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Hume, Imbeni, Iversen, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Klironomos, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Tittley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

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(O)

**GUE/NGL:** Gutiérrez Díaz

**PSE:** Happart

Wednesday 5 May 1999

## MINUTES OF THE SITTING OF WEDNESDAY 5 MAY 1999

(1999/C 279/03)

### PART I

#### Proceedings of the sitting

IN THE CHAIR: Mr GIL-ROBLES GIL-DELGADO

*President*

*(The sitting opened at 09.05)*

#### 1. Approval of Minutes of previous sitting

Mrs McKenna, Mr Gahler, Mr Marinucci and Mr von Habsburg had informed the Chair that they had been present the previous day but that their names were not on the attendance register.

*The following spoke:*

— Mrs André-Léonard and Mr Gutiérrez Díaz, also to inform that Chair that they had been present the previous day but that their names were not on the attendance register;

— Mr Valdivielso de Cué, on a petition forwarded to Parliament by an association based in his home village, who had been informed by the President's office that this petition would be announced during the sitting of 3 May and who said that this petition did not appear in the Minutes of 3 May, nor of 4 May and asked that this matter be investigated (the President said that this would be done);

— Mr Trakatellis, referring to his oral question on Kosovo which the service responsible had not entered under Question Time that day since the subject was already on that week's agenda, said that the Council had not answered his specific question during yesterday's debate on Kosovo and so asked that the abovementioned question be entered for Question Time that afternoon (the President read out Annex IIA(2) of the Rules of Procedure);

— Mrs McKenna, referring to the remarks made by Mrs Eriksson on 3 May (see Minutes of that Sitting, Item 3), asked why the Presidency had refused to host an exhibition by a homosexual artist in Parliament's premises (the President reminded her that he had applied a decision by the Quaestors who had acted following information supplied by the services responsible);

— Mr Morris who backed Mr Trakatellis' remarks, and said that the Council had not answered the specific question on the war in Kosovo: threats to public health and the environment and economic damage (the President reminded the speaker that the Rules provided Members with other possibilities to put questions to the Council).

The Minutes of the previous sitting were approved.

#### 2. Statement by the President (conclusion of fourth term)

The President made a statement on the occasion of the conclusion of the fourth parliamentary term.

The following spoke: Mr Martens, on behalf of the PPE Group, Mrs Green, on behalf of the PSE Group, Mr Cox, on behalf of the ELDR Group, Mr Puerta, on behalf of the GUE/NGL Group, Mr Wolf, on behalf of the V Group, Mr G. Collins, on behalf of the UPE Group, Mr Duhamel, Mr Bonde, on behalf of the I-EDN Group, and Mr Ephremidis.

#### 3. Documents received

The President had received motions for resolutions from the following Members (Rule 45):

— Cushnahan on serious sexual crimes (B4-0424/99)

referred to  
responsible: CIVI  
opinions: WOME, CULT

— Cushnahan on the relocation of Apply (B4-0425/99)

referred to  
responsible: ESOC  
opinions: ECON, REGI

— Cellai and Amadeo on orphan medicines (B4-0426/99)

referred to  
responsible: ENVI  
opinion: RTDE

— Cederschiöld on compensation for victims of acts of violence (B4-0427/99)

referred to  
responsible: CIVI

#### 4. Preparation for the European Council of 3 and 4 June 1999 – Institutional reform (debate)

The next item was a joint debate on Council and Commission statements and two oral questions.

Mr Verheugen, President-in-Office of the Council, and Mr Santer, President of the Commission, made statements on preparation for the European Council of 3 and 4 June 1999 in Cologne.

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Mr De Giovanni moved the oral questions which he had put, on behalf of the Committee on Institutional Affairs, to the Council (B4-0334/99) and to the Commission (B4-0335/99) on the forthcoming institutional reform.

Mr Gollnisch spoke on a point of order.

The following spoke: Mr Medina Ortega, on behalf of the PSE Group, and Mr Brok, on behalf of the PPE Group.

IN THE CHAIR: Mrs SCHLEICHER  
*Vice-President*

The following spoke: Mrs Spaak, on behalf of the ELDR Group, Mrs Cardona, on behalf of the UPE Group, Mr Puerta, on behalf of the GUE/NGL Group, Mr Wolf, on behalf of the V Group, Mr Dell'Alba, on behalf of the ARE Group, Mr Berthu, on behalf of the I-EDN Group, Mrs Muscardini, Non-attached Member, Mr Görlach and Mr Méndez de Vigo.

IN THE CHAIR: Mr Gerard COLLINS  
*Vice-President*

The following spoke: Mrs Elmalan, Mr Voggenhuber, Mr Swoboda, Mrs Maij-Weggen, Mrs Myller, Mr Tindemans, Mr Schäfer, Mr Bianco, Mr Barros Moura and Mr Verheugen.

The President announced that he had received motions for resolutions from the following Members, pursuant to Rule 37(2) and Rule 40(5):

*Preparation for the European Council of 3 and 4 June 1999:*

— Green and Medina Ortega, on behalf of the PSE Group, on the preparation of the European Council meeting in Cologne on 3 and 4 June 1999 (B4-0437/99);

— Spaak, Brinkhorst and Frischenschlager, on behalf of the ELDR Group, on the preparation of the European Council meeting in Cologne on 3 and 4 June 1999 (B4-0438/99);

— Aelvoet, on behalf of the V Group, on the European Council in Cologne (B4-0439/99);

— Pasty, on behalf of the UPE Group, on the preparation of the European Council meeting on 3 and 4 June in Cologne (B4-0440/99);

— Lalumière, on behalf of the ARE Group, on the European Council in Cologne on 3 and 4 June 1999 (B4-0441/99);

— Martens, Oomen-Ruijten and Brok, on behalf of the PPE Group, on the preparation of the European Council meeting in Cologne on 3 and 4 June 1999 (B4-0442/99);

— Puerta, on behalf of the GUE/NGL Group, on the European Council meeting on 3 and 4 June 1999 in Cologne (B4-0456/99);

*Institutional reform:*

— De Giovanni, on behalf of the Committee on Institutional Affairs, on the method and timetable of the forthcoming institutional reform (B4-0428/99).

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 29.

## 5. Agenda 2000 \*/\*\*\*II/\*\*\*(debate)

The next item was the joint debate on nineteen reports and recommendations.

Mr Colom i Naval asked why it had been decided to begin this item with the Council and Commission statements, followed by political group speakers, rather than by the rapporteurs introducing their reports (the President replied that this had been decided by the Conference of Presidents).

Mr Verheugen, President-in-Office of the Council, and Mrs Wulf-Mathies, Member of the Commission, made statements.

(Since it was now voting time, the debate was adjourned to 15.00) (Item 21).

IN THE CHAIR: Mr GIL-ROBLES GIL-DELGADO  
*President*

Mr Skinner asked the Presidency to urge the Commission to ensure that the document applying the decision taken the previous day by the Council banning the use of asbestos in the European Union would be signed without delay (the President replied that this would be done).

At Mr Cox's request, the President welcomed Mr Dedaj, chairman of the Liberal Party of Kosovo, who was in the gallery.

VOTING TIME

SEE ANNEX TO THE MINUTES FOR THE RESULTS OF ROLL-CALL VOTES

## 6. Approval of the President-designate of the Commission (vote) *(Simple majority)*

MOTION FOR A RESOLUTION B4-0453/99

Parliament adopted the resolution and thus approved the proposed designation by RCV (Rule 32(2)). (*Part II, Item 1*).

The President congratulated the President-elect of the Commission.

## 7. Statute for Members of the European Parliament (vote)

Rothley report — A4-0267/99  
*(Simple majority)*

DRAFT DECISION

The President announced that ams. 32 and 25 had been withdrawn but that the latter had been taken over by 35 Members.

The following spoke:

— Mr Fayot, chairman of the Committee on the Rules of Procedure who, pursuant to Rule 125(1)(b), considered that

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ams. 2 and 25 were inadmissible (the President replied that these amendments had been examined by the services responsible and that, given that they only sought to replace part and not the entirety of the text, they could be considered admissible);

— Mr Rothley, rapporteur, who supported Mr Fayot's remarks and pointed out that am. 27, which sought to delete para. 1, had farther-reaching effect than am. 2 and should therefore be put to the vote first (the President agreed with him on this point and said that this would be done);

— Mr Martinez who said that the French Non-attached Members who belonged to the National Front would not take part in the vote on the report (the President took note of this);

— Mr Lehideux on the decision taken by the President on the admissibility of the abovementioned amendments.

*Amendments adopted:* 27 by EV ( 326 for, 172 against, 34 abstentions); 26; 28; 1; 6 and 29; 8, 20 and 30; 31

*Amendments rejected:* 4; 14 by RCV (I-EDN); 5; 16 by RCV (I-EDN); 24; 18 by RCV (I-EDN); 7 and 19; 9 and 21; 22

*Amendments fallen:* 2, 25, 15, 17

*Amendments withdrawn:* 32, 11

*Parts of text rejected:* recital A, F

— After the vote on the amendments to para. 5, Mrs Palacio Vallelersundi spoke on the conduct of the vote.

Parliament adopted the resolution (*Part II, Item 2*).

Mrs Wulf-Mathies, Member of the Commission, confirmed the opinion given by the Commission pursuant to Article 190(5) of the EC Treaty.

IN THE CHAIR: Mrs FONTAINE

*Vice-President*

## 8. Environmental dimension \*\*\*I (procedure without debate) (vote)

Report by the Committee on Development and Cooperation on the proposal for a European Parliament and Council Regulation on measures to promote full integration of the environmental dimension in the developing countries (COM(99)0036 — C4-0130/99 — 99/0020(COD) — former 99/0020(SYN)) (A4-0254/99) (rapporteur: Mrs Van Putten)  
(*Simple majority*)

PROPOSAL FOR A REGULATION COM(99)0036 — C4-0130/99 — 99/0020(COD):

*Amendments adopted:* 1 to 34, 36 to 46, 48 to 53 collectively; 47

*Amendments not put to the vote (Rule 125(1)(e)):* 35

*Separate votes:* am. 47 (UPE)

Parliament approved the Commission proposal as amended (*Part II, Item 3*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 3*).

The following spoke: Mrs van Putten, rapporteur, Mr Nassauer and Mr Duhamel, the latter on a technical problem.

## 9. Conservation and sustainable management of forests in developing countries \*\*\*I (procedure without debate) (vote)

Report by the Committee on Development and Cooperation on the proposal for a European Parliament and Council Regulation on measures to promote the sustainable management of tropical forests and others forests in developing countries (COM(99)0041 — C4-0129/99 — 99/0015(COD) — former 99/0015(SYN)) (A4-0237/99) (rapporteur: Mr Pomés Ruiz)  
(*Simple majority*)

PROPOSAL FOR A REGULATION COM(99)0041 — C4-0129/98 — 99/0015(COD):

*Amendments adopted:* 1 to 29, 32 to 34 collectively; 30; 31 by split vote

*Separate votes:* am. 30 (UPE)

*Split votes:*

am. 31 (UPE):

1st part: text without the words 'and external experts working on forest issues'  
2nd part: these words

Parliament approved the Commission proposal as amended (*Part II, Item 4*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 4*).

## 10. Development cooperation with South Africa \*\*\*I (procedure without debate) (vote)

Report by the Committee on Development and Cooperation on the proposal for a European Parliament and Council Regulation (EC) on development cooperation with South Africa (COM(99)0124 — C4-0165/99 — 99/0070(COD) — former 99/0070(SYN)) (A4-0249/99) (rapporteur: Mr Fassa)  
(*Simple majority*)

PROPOSAL FOR A REGULATION COM(99)0124 — C4-0165/99 — 99/0070(COD):

*Amendments adopted:* 1 to 4 collectively; 5 by EV (329 for, 158 against, 8 abstentions); 6



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*Separate votes:* am. 5, 6 (PPE)

Parliament approved the Commission proposal as amended (*Part II, Item 5*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 5*).

### 11. Sale of consumer goods and associated guarantees \*\*\*III (vote)

Report by Parliament's delegation to the Conciliation Committee (rapporteur: Mrs Kuhn) — A4-0224/99  
(*Simple majority for approval*)

JOINT TEXT 3604/99 — C4-0171/99 — 96/0161(COD):

Parliament approved the joint text (*Part II, Item 6*).

### 12. Foodstuffs for particular nutritional uses \*\*\*III (vote)

Report by Parliament's delegation to the Conciliation Committee (rapporteur: Mrs Sandbæk) — A4-0225/99  
(*Simple majority for approval*)

JOINT TEXT 3607/99 — C4-0154/99 — 94/0076(COD):

Parliament approved the joint text (*Part II, Item 7*).

### 13. Charging of heavy goods vehicles \*\*\*II

Jarzemowski recommendation for 2nd reading — A4-0245/99

The President announced that the vote would be postponed pending an opinion from Parliament's Legal Service on consultation of the Committee of the Regions.

### 14. Distance marketing of financial services \*\*\*I (vote)

Oomen-Ruijten report — A4-0190/99  
(*Simple majority*)

Am. 39 had been tabled by Mrs Jackson, on behalf of the PPE Group, and not by Mrs Roth-Behrendt, on behalf of the PSE Group.

PROPOSAL FOR A DIRECTIVE COM(98)0468 — C4-0647/98 — 98/0245(COD):

*Amendments adopted:* 1 (legal basis); 2, 3, 7, 9, 11, 13, 19, 23, 25, 27, 29, 30, 35 collectively; 4 by EV (1st part) (302 for, 203 against, 3 abstentions); 12; 14; 20 (1st part); 20 (2nd part) by EV (251 for, 233 against, 12 abstentions); 26 by EV (316 for, 173 against, 4 abstentions); 31 by EV (300 for, 178 against, 3 abstentions); 34 by EV (284 for, 205 against, 2 abstentions); 36; 42; 10; 57; 43; 40 and 44 collectively; 45; 46; 21 (para. 1) by EV (303 for, 185 against, 14 abstentions); 21 (para. 2)

by EV (322 for, 180 against, 1 abstentions); 38 (introduction) by EV (265 for, 230 against, 2 abstentions); 39/rev., 2nd subparagraph, point -a (new); 22 and 38 (2nd subparagraph, points (a) and (b)); 48 and 49 (2nd subparagraph, after point (b)); 22 and 38 (para. 2) by EV (302 for, 196 against, 4 abstentions); 22, 38 and 50 (para. 3); 51; 52 (para. 1); 28 by EV (296 for, 194 against, 3 abstentions)

*Amendments rejected:* 5 by EV (211 for, 244 against, 14 abstentions); 6; 15; 32 by EV (226 for, 237 against, 40 abstentions); 33 by EV (213 for, 236 against, 45 abstentions); 8; 56; 16; 18; 58; 47 (para. 1) by EV (207 for, 265 against, 32 abstentions); 47 (para. 2) by EV (216 for, 235 against, 4 abstentions); 59; 60 (2nd subparagraph, points (a) and (b)) by EV (206 for, 292 against, 1 abstention); 61; 24

*Amendments fallen:* 17; 48; 49; 22; 39; 60; 54 (para. 1, 1st subparagraph); 50 (para. 2); 52 (para. 2) and 55

*Amendment not put to the vote (Rule 125(1)(e)):* 37

*Amendment withdrawn:* 53

*Separate votes:* am. 4 (UPE, PPE), 5 (PSE, PPE), 6 (PSE, UPE, PPE), 12, 14 (UPE), 15 (PSE, PPE), 26 (UPE, PPE), 31 (PPE), 32 (PSE, UPE, PPE), 33 (PSE, PPE), 34 (PPE), 36 (UPE)

*Split votes:*

am. 20 (PPE):

1st part: up to 'electronic mail is stored'  
2nd part: remainder

Parliament approved the Commission proposal as amended (*Part II, Item 8*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 8*).

### 15. Pollution by agricultural or forestry tractors \*\*\* I (vote)

Fitzsimons report — A4-0128/99  
(*Simple majority*)

PROPOSAL FOR A DIRECTIVE COM(98)0472 — C4-0512/98 — 98/0247(COD):

*Amendments adopted:* 1, 3, 4 collectively; 2

*Amendment rejected:* 5

Parliament approved the Commission proposal as amended (*Part II, Item 9*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 9*).

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## 16. Civil protection \* (vote)

González Álvarez report — A4-0124/99  
(Simple majority)

PROPOSAL FOR A DECISION COM(98)0768 — C4-0072/99 — 98/0354(CNS):

*Amendments adopted:* 1 to 15 and 17 to 23 collectively, 16 by EV (320 for, 174 against, 1 abstention)

*Amendment rejected:* 24

Parliament approved the Commission proposal as amended (*Part II, Item 10*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 10*).

## 17. Dispute between the European Union and the United States (vote)

Motions for resolutions B4-0430, 0431, 0432, 0433, 0434, 0435, 0436 and 0452/99  
(Simple majority)

MOTIONS FOR RESOLUTIONS B4-0430, 0431, 0433, 0435 and 0452/99:

— joint motion for a resolution tabled by the following Members:  
Erika Mann and Roth-Behrendt, on behalf of the PSE Group  
Kittelmann and Böge, on behalf of the PPE Group  
Rosado Fernandes and Pasty, on behalf of the UPE Group  
Sainjon, Dell'Alba and Maes, on behalf of the ARE Group  
(Other signatories: Plooij-Van Gorsel, Mulder and Moorhouse, on behalf of the ELDR Group, and des Places)  
to replace these motions with a new text:

*Amendments rejected:* 5; 3, 1 collectively; 4; 2; 6

*Parts of the text adopted by RCV:* para. 17 (PSE)

*Parts of the text rejected:* para 16 (2nd part) by RCV (PSE), para. 16 (4th part); para. 18 by EV (237 for, 254 against, 9 abstentions)

*Separate votes:* para. 4, 7, 10 (GUE/NGL)

*Split votes:*

para. 16 (PSE, PPE):

1st part: up to 'hormone-treated'  
2nd part: the words 'at this point'  
3rd part: up to 'processed food'  
4th part: remainder

para. 18 (PPE)

1st part: up to 'Dispute Settlement Understanding'  
2nd part: up to 'of the SPS Agreement'  
3rd part: remainder

Parliament adopted the resolution (*Part II, Item 11*).

(Motions for resolutions B4-0432, 0434 and 0436/99 fell.)

## 18. European Union's role in the world — Common strategy towards Russia (vote)

Spencer — A4-0242/99 and A4-0219/99 reports  
(Simple majority)

(a) A4-0242/99

MOTION FOR A RESOLUTION

*Amendments adopted:* 12 as an addition, after para. 6; 1; 10; 13 and 14 collectively; 6; 7; 8

*Amendments rejected:* 11; 9 by EV (226 for, 235 against, 11 abstentions); 2; 3; 4; 15; 16; 17 and 18 collectively; 5

*Parts of text adopted by EV:* para. 6 (2nd part) by RCV (232 for, 221 against, 12 abstentions)

*Separate votes:* am. 11, 12 (PPE); para. 19, 32, 33 (V); am. 16 (ELDR)

*Split votes:*

para. 6 (PSE):

1st part: up to 'without delay'  
2nd part: remainder

Parliament adopted the resolution (*Part II, Item 12(a)*).

(b) A4-0219/99

PROPOSAL FOR A RECOMMENDATION

*Amendments adopted:* 1, 2 collectively

*Amendments rejected:* 3, 4, 5, 6 collectively

*Separate votes:* am. 4 (ELDR)

Parliament adopted the resolution (*Part II, Item 12(b)*).

## 19. Budget estimates for the European Parliament and the European Ombudsman (vote)

Müller report — A4-0227/99  
(Simple majority)

MOTION FOR A RESOLUTION

*Amendments adopted:* 9; 6; 4

*Amendments rejected:* 1; 5; 7; 2; 8

*Amendment fallen:* 3

*Separate votes:* am. 6, 7 (PSE, V)

Parliament adopted the resolution (*Part II, Item 13*).

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**20. New codecision procedure (vote)**

Manzella report — A4-0206/99  
(Simple majority)

## MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 14*).

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As that Voting Time was the last over which he would preside, the President thanked everyone for their collaboration.

*Explanations of vote were made by the following Members:*

## Approval of the President-designate of the Commission

— *orally*: Berès, on behalf of the French members of the PSE Group; Lienemann; Ripa di Meana

— *in writing*: Féret; Ilivitzky; Martinez; Mutin; Valverde López; Bernardini; Pailler; Marinho, Lage; Barros Moura; Spiers; Thors; Lindeperg; Papakriazis; McKenna; Valverde López; Theorin; Bonde, Lis Jensen, Krarup, Lindqvist, Sandbæk; Blak

## Rothley report — A4-0267/99

— *orally*: Cox, on behalf of the ELDR Group; Berthu, on behalf of the I-EDN Group; Breyer; McKenna; Brendan P. Donnelly; Fabre-Aubrespy

— *in writing*: Lagendijk; Martinez; Graenitz; Kirsten M. Jensen, Blak, Sindal, Iversen; Alan J. Donnelly; Lindholm; Schörling, Bonde, Eriksson, Lis Jensen, Krarup, Lindqvist, Sandbæk, Seppänen, Sjöstedt, Svensson, Holm; Ryyänen, Virrankoski, Pohjamo; Thyssen; Torres Marques; Marinho, Lage; Thors; Theorin; Andersson, Hulthén, Löow, Palm, Sandberg-Fries

The following spoke after Mr Cox had given his explanation of vote: Mrs Green, on Mr Cox's explanation of vote, and Mr Cox.

## Kuhn report — A4-0224/99

— *orally*: Mrs Breyer, on behalf of the V Group

— *in writing*: Jackson; Titley

## Oomen-Ruijten report — A4-0190/99

— *in writing*: Lindqvist

## Sandbæk report — A4-0225/99

— *in writing*: Breyer, on behalf of the V Group

## Dispute between the European Union and the United States

— *orally*: Berthu, on behalf of the I-EDN Group; Breyer; Graefe zu Baringdorf

— *in writing*: Kreissl-Dörfler; Berthu

## Spencer report — A4-0242/99

— *orally*: McKenna

— *in writing*: Lindqvist, Theorin; Caudron

## Spencer report — A4-0219/99

— *in writing*: Sjöstedt, Svensson, Eriksson; Blot

## Müller report — A4-0227/99

— *in writing*: Van Dam

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\*       \*

*Corrections to votes — Members present but not voting*

Mr Hume and Mr Sturdy had been present but had not taken part in all of the RCVs.

## Approval of the President-designate of the Commission

— resolution

Intended to vote for: Matikainen-Kallström, Erika Mann, Bernard-Reymond, Hulthén, Pimenta, Trizza, Telkämper, Lataillade, Duhamel, Gallagher, Baggioni

Intended to vote against: Fabre-Aubrespy, Donnay, Kerr  
Intended to abstain: Dupuis

## Rothley report — A4-0267/99

The following Members were present but did not take part in the RCVs on the amendments: Lang, Le Rachinel, Antony, Martinez, Pinel, de Gaulle, Stirbois, Le Pen, Blot, Gollnisch and Féret

— para. 1

Intended to vote against: Ferrer

— para. 2

Intended to vote against: Ferrer

— am. 14

Intended to vote against: Ferrer

— am. 16

Intended to vote for: Goedbloed

— am. 18

Intended to vote for: Kinnock, Maes, Plooi-j-van Gorsel, Balfe, White

— resolution as a whole

Intended to vote for: Ferrer

Intended to vote against: Gollnisch, Hulthén, Maes

## Oomen-Ruijten report — A4-0190/99

— am. 35

Intended to vote for: Elliott

— resolution as a whole

Intended to vote for: Coates

## González Álvarez report — A4-0124/99

— am. 16

Intended to vote for: Cederschiöld

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Dispute between the European Union and the United States

- para. 17  
Intended to vote for: Schierhuber
- para. 16  
Intended to abstain: Soltwedel-Schäfer
- para. 18  
Intended to abstain: Soltwedel-Schäfer

END OF VOTING TIME

(The sitting was suspended at 13.50 and resumed at 15.00.)

IN THE CHAIR: Mr David W. MARTIN  
Vice-President

## 21. Agenda 2000 *\*/\*\*\*II\*\*\** (continuation of debate)

The following spoke: Mr Hänsch, on behalf of the PSE Group, Mr Hatzidakis, on behalf of the PPE Group, who also introduced recommendation A4-0264/99, Mr Brinkhorst, on behalf of the ELDR Group, Mr Baggioni, on behalf of the UPE Group, Mr Miranda, on behalf of the GUE/NGL Group, Mrs Schroedter, on behalf of the V Group, Mr Barthet-Mayer, on behalf of the ARE Group, and Mr des Places, on behalf of the I-EDN Group.

Mrs McCarthy introduced the recommendation which she had drawn up with Mr Hatzidakis, on behalf of the Committee on Regional Policy, on the draft Council Regulation laying down general provisions on the Structural Funds (6959/99 — C4-0189/99 — 98/0090(AVC)) (A4-0264/99)

Mr Gerard Collins introduced:

- his recommendation, drawn up on behalf of the Committee on Regional Policy, on the proposal for a Council Regulation amending Regulation (EC) No 1164/94 establishing a Cohesion Fund (6958/1/99 — C4-0195/99 — 98/0104(AVC)) (A4-0218/99);
- his report, drawn up on behalf of the Committee on Regional Policy, on the proposal for a Council Regulation (EC) amending Annex II to Regulation (EC) No 1164/94 establishing a Cohesion Fund (COM(98)0130 — C4-0312/98 — 98/0118(CNS)) (A4-0228/99);

Mr Varela Suanzes-Carpegna introduced the recommendation for second reading, drawn up on behalf of the Committee on Regional Policy, on the common position adopted by the Council with a view to adopting a European Parliament and Council Regulation on the European Regional Development Fund (6405/01/99 — C4-0182/99 — 98/0114(COD) — former 98/0114(SYN)) (A4-0246/99).

*Change in procedure following the entry into force of the Treaty of Amsterdam.*

Mrs Jöns introduced the recommendation for second reading, drawn up on behalf of the Committee on Employment and Social Affairs, on the common position adopted by the Council with a view to adopting a Council Regulation on the European Social Fund (6406/1/99 — C4-0183/99 — 98/0115 (COD) — former 98/0115(SYN)) (A4-0250/99).

*Change in procedure following the entry into force of the Treaty of Amsterdam.*

Mr Arias Cañete introduced his second report, drawn up on behalf of the Committee on Fisheries, on the proposals for I. a Council Regulation (EC) on structural assistance in the fisheries sector (COM(98)0131 — C4-0288/98 — 98/0116(CNS)), and II. a Council Regulation laying down the detailed rules and arrangements regarding Community structural assistance in the fisheries sector (COM(98)0728 — C4-0101/99 — 98/0347(CNS)) (A4-0244/99).

Draftsmen: (Hughes procedure on proposal I): Mr Kellett-Bowman (BUDG) and Mr Nicholson (REGI).

Mr Barón Crespo introduced his second report, drawn up on behalf of the Committee on Foreign Affairs, Security and Defence Policy, on the proposal for a Council Regulation on coordinating aid to the applicant countries in the framework of the pre-accession strategy (COM(98)0551 — C4-0606/98 — 98/0094(CNS)) (A4-0191/99).

Draftsmen: (Hughes procedure): Mrs Müller (BUDG), Mr Moniz (RELA) and Mrs Ryyänen (REGI).

Mr Sonneveld introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development, on the proposal for a Council Regulation (EC) for Community support for pre-accession measures for agriculture and rural development in the applicant countries of Central and Eastern Europe in the pre-accession period (COM(98)0153 — C4-0244/98 — 98/0100(CNS)) (A4-0214/99).

Mr Walter introduced his second report, drawn up on behalf of the Committee on Regional Policy, on the proposal for a Council Regulation establishing an instrument for structural policies for pre-accession (COM(98)0138 — C4-0301/98 — 98/0091(CNS)) (A4-0238/99).

Lord Tomlinson introduced his supplementary report, drawn up on behalf of the Committee on Budgets, on the proposal for a Council Regulation amending Regulation (EC, Euratom) No 2728/94 establishing a Guarantee Fund for external actions (COM(98)0168 — C4-0302/98 — 98/0117(CNS)) (A4-0146/99).

Mr Görlach introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development, on the proposal for a Council Regulation on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) (COM(98)0158 — C4-0297/98 — 98/0102(CNS)) (A4-0229/99).

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Mr Mulder introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development, on the proposal for a Council Regulation (EC) on the financing of the common agricultural policy (COM(98)0158 — C4-0298/98 — 98/0112(CNS)) (A4-0213/99).

Mr Graefe zu Baringdorf introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development, on the proposal for a Council Regulation (EC) establishing common rules for direct support schemes under the common agricultural policy (COM(98)0158 — C4-0299/98 — 98/0113(CNS)) (A4-0231/99).

Mr Garot introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development, on the proposal for a Council Regulation on the common organisation of the market in beef and veal (COM(98)0158 — C4-0294/98 — 98/0109(CNS)) (A4-0212/99).

Mr Goepel introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development on the proposals for:

- I. a Council Regulation (EC) on the common organisation of the market in the milk and milk products sector (COM(98)0158 — C4-0295/98 — 98/0110(CNS)), and
- II. a Council Regulation (EC) amending Regulation (EEC) No 3950/92 establishing an additional levy in the milk and milk products sector (COM(98)0158 — C4-0296/98 — 98/0111(CNS)) (A4-0232/99).

Mr Colino Salamanca, deputising for the rapporteur, introduced the second report drawn up by Mr Fantuzzi, on behalf of the Committee on Agriculture and Rural Development, on the proposal for:

- I. a Council Regulation amending Regulation (EEC) No 1766/92 establishing a support mechanism for certain arable crops (COM(98)0158 — C4-0293/98 — 98/108(CNS)) and
- II. a Council Regulation amending Regulation (EEC) No 1766/92 on the common organisation of the market in cereals and repealing Regulation (EEC) No 2731/75 fixing standard qualities for common wheat, rye, barley, maize and durum wheat (COM(98)0158 — C4-0292/98 — 98/0107(CNS)) (A4-0215/99).

IN THE CHAIR: Mr COT

*Vice-President*

Mr Philippe-Armand Martin introduced his second report, drawn up on behalf of the Committee on Agriculture and Rural Development, on the proposal for a Council Regulation on the common organisation of the market in wine (COM(98)0370 — C4-0497/98 — 98/0126(CNS)) (A4-0223/99).

Mr Colom i Naval introduced his report, drawn up on behalf of the Committee on Budgets, on the communication from the Commission to the Council and the European Parliament on the establishment of a new financial perspective for the period 2000-2006 (COM(98)0164 — C4-0304/98) and on the report on

the implementation of the interinstitutional agreement of 29 October 1993 on budgetary discipline and improving the budgetary procedure — proposals for renewal (COM(98)0165 — C4-0305/98) (A4-0230/99).

Draftsmen: (Hughes procedure): Mr Desama (RTDE) and Mr Rack (REGI).

Mr Kellett-Bowman introduced the recommendation for second reading, drawn up on behalf of the Committee on Budgets, on the common position adopted by the Council with a view to adopting a European Parliament and Council Regulation amending Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks (12254/2/98 — C4-0006/99 — 98/0101(COD) — former 98/0101(SYN)) (A4-0265/99)

*Change in procedure following the entry into force of the Treaty of Amsterdam.*

The following spoke: Mrs Wulf-Mathies, Mr Flynn, Mr Fischler, Members of the Commission, Mr Goepel, rapporteur, who put a question to the Commission which Mr Fischler answered, Mr Liikanen, Member of the Commission, Mr Mulder, rapporteur, who put a question to the Commission which Mr Liikanen answered, Mr Kinnock, Member of the Commission, Mr Samland, chairman of the Committee on Budgets, Mr Kinnock, Mrs Ghilardotti, Mr Porto, Mr Vallvé and Mr Escolá Hernando.

IN THE CHAIR: Mr GUTIÉRREZ DÍAZ

*Vice-President*

As it was now Question Time, the debate was suspended at this moment and would be continued at 21.00 (Item 24).

## 22. Question Time (Council)

Parliament considered a number of questions to the Council (B4-0337/99).

**Question 1** by Mr Kaklamanis lapsed as its author was absent.

**Question 2** by Mr Alavanos: A fair trial for Ocalan

Mr Verheugen, President-in-Office of the Council, answered the question and a supplementary by Mr Alavanos.

After asking whether the provisions concerning supplementaries were still in operation (the President confirmed that they were), Mr Dimitrakopoulos put a supplementary which Mr Verheugen answered.

**Questions 3 to 11** were not called as their subjects were already covered by the agenda.

Mr Morris spoke on the debate on Kosovo which had taken place that morning (the President cut him off).

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**Question 12** by Mrs Pailler: Free movement of persons in the EU

Mr Verheugen answered the question and supplementaries by Mr Ripa di Meana and Mrs Lis Jensen.

**Question 13** by Mr von Habsburg: Humanitarian aid to the needy in Ukraine

Mr Verheugen answered the question and a supplementary by Mr von Habsburg.

**Question 14** by Miss McIntosh lapsed as its author was absent.

**Question 15** by Mr Medina Ortega: Development of Article 299(2)

Mr Verheugen answered the question and a supplementary by Mr Medina Ortega.

**Question 16** by Mr Lindqvist: Safe food

Mr Verheugen answered the question and supplementaries by Mr Lindqvist and Mrs Sandbæk. Mr Verheugen undertook to give the latter a written reply.

**Question 17** by Mr Newens: The EU/US banana dispute

Mr Verheugen answered the question and a supplementary Mr Newens.

**Question 18** by Mrs Karamanou: Rising death toll and appalling living conditions in Iraq

Mr Verheugen answered the question and supplementaries by Mrs Karamanou and Mr Newens.

**Question 19** by Mrs Izquierdo Rojo: Presidential elections in Algeria

Mr Verheugen answered the question and a supplementary by Mrs Izquierdo Rojo.

**Question 20** by Mrs Kjer Hansen: Appointment of officials without holding a competition

Mr Verheugen answered the question and a supplementary by Mrs Kjer Hansen.

**Question 21** by Mr Gallagher: Fishing fraud in southern Europe

Mr Verheugen answered the question and a supplementary by Mr Gallagher. Mr Gallagher then asked whether Mr Fitzsimons and Mr Andrews, authors of questions 22 and 23, could be allowed to receive written answers (the President said this was not possible, under Annex II(A)(9) to the Rules of Procedure).

**Questions 22** by Mr Fitzsimons and **23** by Mr Andrews lapsed as their authors were absent.

**Question 24** by Mr Hyland: Backing a new Leader III programme

Mr Verheugen answered the question and a supplementary by Mr Hyland.

**Question 25** by Mr Gerard Collins: Kuwaiti prisoners of war in Iraq

Mr Verheugen answered the question and a supplementary by Mr Gerard Collins.

**Question 26** by Mr Gahrton: Interpretation in Council

Mr Verheugen answered the question and a supplementary by Mr Gahrton.

**Question 27** by Mr Rübzig lapsed as its author was absent.

**Question 28** by Mrs Eriksson: Commissioner for equality

Mr Verheugen answered the question and supplementaries by Mrs Eriksson and Mrs Hautala.

**Question 29** by Mr Sjöstedt: Protection of persons providing information

Mr Verheugen answered the question and a supplementary by Mr Sjöstedt.

**Question 30** by Mr Posselt: Agreement with Croatia

Mr Verheugen answered the question and a supplementary by Mr Posselt.

**Question 31** by Mr Killilea lapsed as its author was absent.

**Question 32** by Mr Crowley: Earmarking 1% of the ESF for a social capital fund

Mr Verheugen answered the question.

The President announced that the questions which had not been answered would receive written answers.

The President closed Question Time.

*(The sitting was suspended at 19.10 and resumed at 21.00.)*

IN THE CHAIR: Mr ANASTASSOPOULOS

*Vice-President*

## 23. Agenda

The President proposed that the vote on thirteen draft legislative resolutions confirming first reading and a draft decision confirming the second reading of the European Parliament be entered on the following day's agenda.

*(Cooperation procedure becoming codecision procedure)*

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He also proposed to enter on Friday's agenda, under procedure without report, the vote on the proposal for a Council Regulation incorporating daily subsistence allowance rates for officials on mission within the European territory of the Member States of the European Union for Austria, Finland and Sweden into Article 13 of Annex VII to the Staff Regulations of Officials of the European Communities (COM(99)0133 — C4-0226/99 — 99/0076(CNS)).

The deadline for tabling amendments was set at 12.00 on Thursday.

Parliament approved these changes to the agenda.

#### **24. Agenda 2000 \*/\*\*\*II/\*\*\*** (continuation of debate)

The following spoke: Mr Funke, President-in-Office of the Council, Mr Jové Peres, Mr Van Dam, Mr Amadeo, Mr Izquierdo Collado, Mr Rack, Mrs Boogerd-Quaak, Mr Rosado Fernandes, Mr Novo, Mrs McKenna, Mr Martinez, Mrs Karamanou, Mr Tillich, Mrs Ryyänen, Mr Pérez Royo, Mr McCartin, Mr Pohjamo, Mr Lage, Mrs Fraga Estévez, Mr Lindqvist, Mrs Malone, Mr Oostlander, Mr Howitt, Mr Berend, Mr Elles, Mrs Izquierdo Rojo, Mr Schröder, Mrs Schierhuber, Mr Gillis, Mrs Glase, Mr Langen, Mr Otila, Mr Costa Neves, Mrs Peijs, Mr Fabra Vallés, Mrs Langenhagen, Mrs Günther, Mr Schiedermeier, Mr Cunha, Mr Gallagher and Mr Nicholson.

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 22.

#### **25. Procedures for the exercise of implementing powers conferred on the Commission \*** (debate)

Mrs Aglietta introduced her report, drawn up on behalf of the Committee on Institutional Affairs, on the proposal for a Council Decision laying down the procedures for the exercise of implementing powers conferred on the Commission (COM(98)0380 — C4-0501/98 — 98/0219(CNS)) (A4-0169/99).

The following spoke: Mr Kreissl-Dörfler, on behalf of the V Group, Mr Corbett, Mr Herman, Mrs Langenhagen, draftsman of the opinion of the Committee on Fisheries, Mr Kreissl-Dörfler on a technical problem, and Mr Kinnock, Member of the Commission.

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 27.

#### **26. Fixed-term work** (debate)

Mrs Jöns introduced her report, drawn up on behalf of the Committee on Employment and Social Affairs, on the proposal for a Council Directive concerning the framework agreement on fixed-term work concluded by UNICE, CEEP and the ETUC (COM(99)0203 — C4-0220/99) (A4-0261/99).

The following spoke: Mr Hughes, on behalf of the PSE Group, Mr Pronk, on behalf of the PPE Group, Mrs Ilivitzky, on behalf of the GUE/NGL Group, Mr Andersson and Mr Flynn, Member of the Commission.

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 41.

#### **27. Protection of workers from the risks of explosive atmospheres \*\*\*II** (debate)

Mr Pronk introduced the recommendation for second reading, drawn up on behalf of the Committee on Employment and Social Affairs, on common position (EC) No 13/1999 adopted by the Council with a view to adopting a European Parliament and Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (13836/4/98 — C4-0003/99 — 95/0235(COD) — former 95/0235(SYN)) (A4-0155/99).

*Change in procedure following the entry into force of the Treaty of Amsterdam*

The following spoke: Mr Hughes, on behalf of the PSE Group, Mr Skinner and Mr Flynn, Member of the Commission.

The following spoke: Mr Pronk, on the speech made by Mr Flynn, and to thank him for his efforts during the past five years, and Mr Flynn.

The President closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 24.

#### **28. EC-Mexico Partnership Agreement \*\*\*** (debate)

Mrs Miranda de Lage introduced the recommendation, drawn up on behalf of the Committee on External Economic Relations, on the proposal for a Council Decision concerning the conclusion of the Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part (COM(97)0527 — 11618/97 and 11620/97 and COR 1 — C4-0023/98 — 97/0289(AVC)) (A4-0220/99).

The following spoke: Mr Salafranca Sánchez-Neyra, draftsman of the opinion of the Committee on Foreign Affairs, Mr Valdivielso de Cué, draftsman of the opinion of the Committee on Development, Mr Newens, on behalf of the PSE Group, Mrs González Álvarez, on behalf of the GUE/NGL Group, Mr Kreissl-Dörfler, on behalf of the V Group, Mr Marín, Vice-President of the Commission, and Mr Salafranca Sánchez-Neyra who thanked Vice-President Marín for his efforts over the past five years.

The President, after adding his own thanks to Mr Marín and to his fellow Members, closed the debate.

Vote: Minutes of 6.5.1999, Part I, Item 26.

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## 29. Agenda for next sitting

The President announced the following agenda for the sitting of Thursday, 6 May 1999:

*09.00 to 11.00 and 18.00 to 20.00:*

- oral question — Schengen
- Oddy report on legal aspects of electronic trading \*\*\*I
- Gebhardt report on the recognition of qualifications for liberalised professional activities \*\*\*III
- Lulling report on statistics concerning trading of goods between Member States \*\*\*III

- Malangré report on insolvency practices
- Schmid report on the lawful interception of telecommunications \*

*11.00:*

- Voting Time

*15.00 to 17.30:*

- Topical and urgent subjects of major importance

*17.30:*

- Votes

*(The sitting closed at 00.35)*

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Julian PRIESTLEY  
*Secretary-General*

Bertel HAARDER  
*Vice-President*

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## PART II

**Texts adopted by the European Parliament****1. Approval of the President-designate of the Commission****B4-0453/99****Resolution on the nomination of the Commission President***The European Parliament,*

- having regard to Article 214 of the EC Treaty and to Declaration No 32 on the organisation and functioning of the Commission annexed to the Final Act of the Treaty of Amsterdam,
- having regard to the nomination of Romano Prodi as President of the Commission by the Heads of State and Government at the European Council in Berlin,
- having regard to the statement by the President-designate of the Commission before Parliament on 13 April 1999 and the presentation of his political guidelines on 4 May 1999,

1. Approves the nomination of Romano Prodi as President of the Commission for the remainder of the term of office;
2. Instructs its President to forward this resolution to the President-designate of the Commission and to the governments of the Member States.

**2. Statute for Members of the European Parliament****A4-0267/99****Resolution on the draft Statute for Members of the European Parliament***The European Parliament,*

- having regard to the Treaty of Amsterdam signed on 2 October 1997 which, following the deposit of all the instruments of ratification, entered into force on 1 May 1999,
  - having regard to its resolution of 3 December 1998 on the draft Statute for Members of the European Parliament <sup>(1)</sup>,
  - having regard to Article 190(5) of the EC Treaty,
  - having regard to Rule 148 of its Rules of Procedure and in particular the new paragraph 2 thereof, which entered into force on 1 May 1999,
  - having regard to the report of the Committee on Legal Affairs and Citizens' Rights (A4-0267/99),
- A. whereas it adopted the draft Statute on 3 December 1998 by 327 votes to 120, with 43 abstentions; whereas it adopted the Annex to the draft Statute by 323 votes to 96, with 36 abstentions; whereas it adopted the resolution on the draft Statute for Members by 314 votes to 84, with 62 abstentions <sup>(2)</sup>,

<sup>(1)</sup> OJ C 398, 21.12.1998, p. 24.

<sup>(2)</sup> OJ C 398, 21.12.1998, pp. 11, 16 and 17.

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- B. whereas the President of the European Parliament presented the resolution of 3 December 1998 to the Vienna European Council of 11 and 12 December 1998, and whereas the European Council invited the institutions involved to ensure the necessary follow-up,
- C. whereas the General Affairs Council of 3 and 4 March 1999 gave the Working Party on General Affairs a mandate to reach a compromise over the draft Statute approved on 3 December 1998,
- D. whereas the Council's Working Party on General Affairs met on 5, 16 and 26 March and on 12, 15, 19, 21, 22 and 26 April 1999,
- E. whereas the European Parliament's Working Party held meetings with the Council Presidency on 10 and 25 March and 8, 14 and 22 April 1999,
- F. whereas the Committee of Permanent Representatives was unable to reach agreement on 21 April 1999 on an amended draft Statute,
- G. whereas the General Affairs Council of 26 April 1999 once again considered the draft Statute and reached agreement on a draft Statute for Members of the European Parliament,
- H. whereas it is of the greatest importance that Members of the European Parliament should, as soon as possible, have a Statute, putting an end to the existing state of affairs, which is unsatisfactory both for the Members themselves and for public opinion,
1. Confirms the resolution that it adopted on 3 December 1998;
  2. Notes that there are fundamental differences of opinion with the Council and considers it essential that respect for the principle of equality between Members, which is the basic principle underlying a uniform Statute, be enshrined therein; notes, in addition, that negotiations with the Council must continue on questions associated with the criteria for determining the parliamentary allowance, the pension scheme, the practical arrangements for reimbursement of expenses actually incurred and the procedure to be followed for reviewing the Statute;
  3. Considers, by the same token, that it is essential to preserve the retirement rights and entitlement to pensions acquired by Members and former Members of Parliament before the entry into force of the prospective Statute on the basis of national schemes and Parliament's rules;
  4. Notes that according to the case law of the Court of Justice of the European Communities, the duty of sincere cooperation also applies to the Council <sup>(1)</sup>;
  5. Instructs the Working Party set up by paragraph 6 of its abovementioned resolution of 3 December 1998 to pursue the negotiations on the Statute of 3 December 1998; hopes to reach an agreement so as to be able to take the decision referred to in Article 190(5) of the EC Treaty before the end of 1999 and if possible before the end of this parliamentary term;
  6. Instructs its President to forward this resolution to the Council, the Commission and the parliaments and governments of the Member States.

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<sup>(1)</sup> ECJ judgment of 30 March 1995, Case C-65/93, European Parliament v. Council [1995] ECR I-643, paragraph 23; ECJ judgment of 27 September 1988, Case 204/86 Greece v. Council [1988] ECR 5323, paragraph 16.

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**3. Environmental dimension \*\*\*I** (procedure without debate)

A4-0254/99

**Proposal for a European Parliament and Council regulation on measures to promote full integration of the environmental dimension in the development process of developing countries (COM(99)0036 – C4-0130/99 – 99/0020(COD) – formerly 99/0020(SYN))**

The proposal was approved with the following amendments:

TEXT PROPOSED BY THE COMMISSION (*)	AMENDMENTS BY PARLIAMENT
(Amendment 1)	
<i>Title</i>	
Proposal for a Council regulation on measures to promote the full integration of the environmental dimension in the development process of developing countries.	Proposal for a Council regulation on measures to promote the full integration of the environmental dimension <b>in EC external policies and</b> in the development process of developing countries.
(Amendment 2)	
<i>Recital 1</i>	
(1) Whereas depletion of natural resources and environmental degradation have direct effects on economic development and especially on the livelihoods of local communities and thus counteract the alleviation of poverty through sustainable development;	(1) Whereas depletion of natural resources and environmental degradation have direct effects on economic development and especially on the livelihoods of local <b>and indigenous</b> communities and thus counteract the alleviation of poverty through sustainable development;
(Amendment 3)	
<i>Recital 2</i>	
(2) Whereas current patterns of production and consumption have undeniable transboundary and global consequences, in particular where the atmosphere, the hydrosphere, and biological diversity are concerned;	(2) Whereas current patterns of production and consumption have undeniable transboundary and global consequences, in particular where the atmosphere, the hydrosphere, <b>soil condition</b> , and biological diversity are concerned;
(Amendment 4)	
<i>Recital 7</i>	
(7) Whereas the European Parliament and the Council <i>adopted on 24 September 1998 the review</i> of the European Community programme of policy and action in relation to the environment and sustainable development 'Towards sustainability', calling for a strengthened role for the Community in international cooperation in environment and sustainable development;	(7) Whereas the European Parliament and the Council, <b>by decision of 24 September 1998, adopted a revised version</b> of the European Community programme of policy and action in relation to the environment and sustainable development 'Towards Sustainability', calling for a strengthened role for the Community in international cooperation in environment and sustainable development;

(\*) OJ C 47, 20.2.1999, p. 10.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 5)

*Recital 7a (new)*

**(7a) Whereas the basic strategy of the programme is to achieve full integration of environmental policy in other policies, including development policy; whereas the Decision on the revised programme is binding on the institutions in respect of the objectives and priorities that the programme lays down; whereas the decision recognises the need for further and still more progressive objectives and measures beyond the year 2000 to maintain the momentum of Community action; whereas the decision calls on the Commission to come forward with appropriate proposals to give effect to the programme's objectives and recalls that the need to integrate environmental considerations into Community policy and action should be translated into more operational terms; whereas the present regulation affords an opportunity to implement the objectives laid down by the Programme within the sphere of development policy and other external policies;**

(Amendment 6)

*Recital 8a (new)*

**(8a) Whereas the Community should adopt a twin-track approach, on the one hand, of integrating environmental policy with its development policy and other external policies, and, on the other, of encouraging the partner countries with which it cooperates to adopt the same objective of policy integration in favour of sustainable development; whereas the Community must, through its internal and external policies, set a good example in this respect for the countries with which it is linked through development cooperation;**

(Amendment 7)

*Recital 9a (new)*

**(9a) Whereas the Council resolution on indigenous peoples within the framework of the development cooperation of the Community and the Member States as well as the Commission paper on support for indigenous peoples in the development co-operation of the Community and the Member States stress the importance of the role of indigenous peoples for sustainable environmentally sound development based on indigenous development priorities and the promotion of 'self-development' of indigenous communities;**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 8)

*Recital 12*

(12) Whereas the financial instruments available to the Community for sustainable development in developing countries *could be usefully* supplemented,

(12) Whereas the **special** financial instruments available to the Community for **conservation and** sustainable development **should** be supplemented **by an instrument intended to favour environmental protection exclusively** in the developing countries,

(Amendment 9)

*Recital 12a (new)*

**(12a) Whereas, in view of the scale of environmental problems, the coordination of all EU financial instruments and policies is necessary with a view to achieving sustainability;**

(Amendment 10)

*Recital 14*

(14) Whereas measures need to be taken to finance the activities covered by this regulation.

(14) Whereas measures need to be taken to finance the activities covered by this regulation; **whereas the success of the activities carried out under Regulation (EC) No 722/97 should be taken into account; whereas the financial amount indicated in that regulation should be considered as an absolute minimum for the annual implementation of this regulation;**

(Amendment 11)

*Recital 14a (new)*

**(14a) Whereas in accordance with Article 274 of the Treaty, the Commission shall be responsible for implementing the budget;**

(Amendment 12)

*Recital 15*

(15) Whereas detailed rules for implementation, and in particular the form of action, the recipients of the aid and the decision-making procedure should be laid down;

(15) Whereas detailed rules for implementation, and in particular the form of action, the recipients of the aid and the decision-making procedure should be laid down; **whereas an advisory committee procedure is the most appropriate arrangement; whereas Council Decision 87/373/EEC <sup>(1)</sup> lays down the procedures for the exercise of powers conferred on the Commission by the Council for the implementation of acts which it adopts; whereas the procedures will need to be revised to take account of the entry into force of the Amsterdam Treaty and of possible modifications of existing arrangements laid down by inter-institutional agreement or by Decision 87/373/EEC;**

<sup>(1)</sup> OJ L 197, 18.7.1987, p. 33.

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 13)

*Recital 15a (new)*

**(15a) Whereas a Modus Vivendi between the European Parliament, the Council and the Commission concerning the implementing measures for certain acts was concluded on 20 December 1994 <sup>(1)</sup>;**

<sup>(1)</sup> OJ C 102, 4.4.1996, p. 1.

(Amendment 14)

*Article -1 (new)***Article -1**

**In accordance with the Treaty, the Community shall implement a policy for the full integration of environmental policy in development policy and in other external policies which have an impact on development and environment policies. This policy shall be implemented in accordance with the European Parliament and Council Decision No 2179/98/EC establishing a revised European Community programme of policy and action in relation to the environment and sustainable development 'Towards sustainability' and any further decisions adopted pursuant to Article 175(3) of the Treaty.**

**This policy shall have two components:**

- (a) a strategy for integrating environment policy in the Community's development policy and in other policies which have an impact on development and environment policies;**
- (b) measures to promote the full integration of environmental policy in the development process of developing countries.**

**These components shall be complementary and shall be pursued by the Commission in parallel, with the aim of ensuring that the Community as far as possible sets an example of best practice to developing countries.**

(Amendment 15)

*Article -1a (new)***Article -1a**

**For the purpose of Article -1, second paragraph, point (a), the Commission shall carry out an environmental audit of existing Community development policy and shall establish those areas of activity in need of improvement or additional action.**

**It shall report to the European Parliament and the Council by 31 December 2000 at the latest on its findings, including a summary of the legislative and other initiatives which it proposes to take together with a timetable for their adoption. The report shall be accompanied in particular by appropriate proposals for the review and extension of this regulation.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

**The Commission shall ensure that appropriate attention is paid to the requirements of this Article when it comes to propose its legislative work programme for the year 2002.**

(Amendment 16)

*Article 1(2a) (new)*

**2a. For the purposes of this regulation, 'sustainable development' shall mean improving the quality of human life within the limits of the underlying ecosystem's capacity to support current and future generations.**

(Amendment 17)

*Article 2(1)*

1. The activities to be carried out under this regulation shall serve the purpose of elaborating *and* promoting policies, strategies, tools and technologies for the pursuit of sustainable development.

1. The activities to be carried out under this regulation shall serve the purpose of elaborating, promoting **and implementing** policies, strategies, **programmes and projects, together with** tools and technologies for the pursuit of sustainable development.

(Amendment 18)

*Article 2(2), 2nd indent*

— transboundary environmental issues, in particular air and water pollution

— transboundary environmental issues, in particular air, **soil**, and water pollution

(Amendment 19)

*Article 2(2), 4th indent a (new)*

— **the inclusion in development cooperation projects of an environmental component which distinguishes, identifies and assesses the sustainable dimension of these projects;**

(Amendment 20)

*Article 2(2), 5th indent*

— sustainable management and use of natural and environmental resources in all productive sectors of the economy;

— sustainable management and use of natural and environmental resources in all **sectors and in particular the** productive sectors of the economy;

(Amendment 21)

*Article 2(2), 5th indent a (new)*

— **environmental problems caused by the non-sustainable use of resources due to poverty;**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 22)

*Article 2(2), 6th indent*

- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li>— conservation of biological diversity, the sustainable use of its components, and the fair and equitable sharing of the benefits arising out of the utilisation of genetic resources;</li> </ul> | <ul style="list-style-type: none"> <li>— conservation of biological diversity — <b>especially by protecting ecosystems and habitats and the conservation of species diversity</b>, — the sustainable use of its components, <b>the involvement of holders of traditional knowledge on the use of biological diversity</b>, and the fair and equitable sharing of the benefits arising out of the utilisation of genetic resources;</li> </ul> |
|--|---|

(Amendment 23)

*Article 2(2), 8th indent a (new)*

- **the management of wetlands;**

(Amendment 24)

*Article 2(2), 9th indent a (new)*

- **environmental impacts of non-sustainable forms of agriculture and the promotion of sustainable forms of agriculture;**

(Amendment 25)

*Article 2(2), 10th indent*

- |   |   |
|---|---|
| <ul style="list-style-type: none"> <li>— urban environment problems relating inter alia to solid and liquid waste, air pollution and noise, and the quality of drinking water;</li> </ul> | <ul style="list-style-type: none"> <li>— <b>town and country planning and in particular</b> urban environment problems relating inter alia to <b>transport, solid liquid and hazardous</b> waste, air pollution and noise, <b>waste water</b> and the quality of drinking water;</li> </ul> |
|---|---|

(Amendment 26)

*Article 2(2), 10th indent a (new)*

- **environmental problems related to industrial activities;**

(Amendment 27)

*Article 2(2), 11th indent*

- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li>— sustainable production and use of energy</li> </ul> | <ul style="list-style-type: none"> <li>— sustainable production and use of energy <b>and in particular encouraging the use of renewable energy sources, increasing energy efficiency, energy saving and the replacement of especially damaging energy sources by others which are less so;</b></li> </ul> |
|--|---|

(Amendment 28)

*Article 2(2), 12th indent a (new)*

- **information campaigns on hazardous substances and toxic waste and pesticides in particular;**



Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 29)

*Article 2(2), 12th indent b (new)*

- **the promotion of trade in products that have been produced in a sustainable manner;**

(Amendment 30)

*Article 2(3), 3rd indent*

- the elaboration of policies, plans *and* strategies for sustainable development;
- the elaboration of policies, plans, strategies, **programmes and projects** for sustainable development;

(Amendment 31)

*Article 2(3), 3rd indent a (new)*

- **support for the elaboration of development priorities and self-development capacities of indigenous and local communities;**

(Amendment 32)

*Article 2(3), 4th indent*

- the formulation of guidelines *and* operational manuals aimed at promoting sustainable development and environmental integration;
- the formulation of guidelines, operational manuals **and instruments** aimed at promoting sustainable development and environmental integration **in particular in the form of public databases and databanks for example on the internet (open to the public);**

(Amendment 33)

*Article 2(3), 6th indent a (new)*

- **observance of special environmental standards (in particular labels and certification);**

(Amendment 34)

*Article 2(3), 7th indent*

- raising awareness of local populations and key actors in the development process and development cooperation with regard to the implications of sustainable development, in particular through information campaigns and training;
- raising awareness of local populations and key actors in the development process and development cooperation with regard to the implications of sustainable development **with particular reference to the problems arising from population growth, migration and relocation**, in particular through information campaigns and training;

(Amendment 36)

*Article 2(4), 1st indent*

- the linkage with the overall objective of poverty *alleviation*;
- the linkage with the overall objective of **eradicating poverty, in respect of the interrelationship between poverty and environment on both the level of the individual as well as the level of society as a whole for example in the case of sustainable use of natural resources;**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 37)

*Article 2(4), 1st indent a (new)*

- **regional projects or projects which help to strengthen regional cooperation in the area of sustainable development;**

(Amendment 38)

*Article 2(4), 3rd indent*

- active involvement and support of local populations, including indigenous communities;
- **prior information**, active involvement and support of local populations, including indigenous communities;

(Amendment 39)

*Article 2(4), 6th indent a (new)*

- **the dynamics of the links between international environmental instruments and human rights;**

(Amendment 40)

*Article 3*

Aid recipients and cooperation partners shall include not only States and regions but also international organizations, decentralised departments, regional bodies, public agencies, *traditional* and local communities, private operators and industries, including cooperatives and NGOs and associations representing local people.

Aid recipients and cooperation partners shall include not only States and regions but also international organizations, decentralised departments, regional bodies, public agencies, **indigenous** and local communities, private operators and industries, including cooperatives and NGOs and associations representing local people.

(Amendment 41)

*Article 4(1), 2nd paragraph a (new)*

**For projects aiming at the preservation of biological diversity or the conservation of ecosystems, the purchase of real estate shall be allowed with due respect for economic, social and cultural rights as well as land rights of the local population, and in particular of indigenous peoples.**

(Amendment 42)

*Article 4(1a) (new)*

**1a. In order to enhance the efficiency of this instrument and when the occasion arises the Commission shall give priority to those projects and programmes that are demand-driven i.e. those projects and programmes that meet the demands as formulated by the actors in the developing countries themselves.**

**In case only few demand-driven projects are presented to the Commission, the Commission may take action to stimulate initiatives that comply with the 'demand' criteria, especially in the developing countries.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 43)

*Article 4(3a) (new)*

**3a. In order to establish sufficient flexibility in the distribution of funds between the eligible themes as set out in the financial memorandum of this regulation the indicative schedule shall be adjusted promptly if the indicated priorities are not in line with the future applications for financing from the developing countries.**

(Amendment 44)

*Article 4(5)(b)*

(b) on-the-spot coordination of these operations by means of regular meetings and exchange of information between the representatives of the Commission and Member States in the beneficiary country, *and* the representatives of the beneficiary countries.

(b) on-the-spot coordination of these operations by means of regular meetings and exchange of information between the representatives of the Commission and Member States in the beneficiary country, the representatives of the beneficiary countries **and the local partners (NGOs, grassroots communities and associations).**

(Amendment 45)

*Article 4(5)(ba) (new)*

**(ba) coordination of operations financed under this Regulation with operations financed by the European Union under other regulations or programmes.**

(Amendment 46)

*Article 5, 2nd paragraph (new)*

**Notwithstanding the other measures that the Commission shall take to protect the Community's financial interests, bank or credit guarantees should not be required where such a requirement would preclude the participation of the recipients and partners identified in Article 3.**

(Amendment 47)

*Article 6(2)*

2. Decisions relating to grants of more than EUR 2 million for individual operations financed under this regulation shall be adopted under the procedure laid down in Article 7.

2. Decisions relating to grants of more than EUR **5** million for individual operations financed under this regulation **and any changes resulting in an increase of more than 20% in the sum initially approved for such an operation** shall be adopted under the procedure laid down in Article 7.

The Commission shall inform the Committee referred to in Article 7 succinctly of any financing decisions it intends to take with regard to projects and programmes of less than EUR 2 million in value. The information shall be made available not later than one week before the decision is taken.

The Commission shall inform the Committee referred to in Article 7 succinctly of any financing decisions it intends to take with regard to projects and programmes of less than EUR **5** million in value. The information shall be made available not later than one week before the decision is taken.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 48)

*Article 6(6)*

6. Participation in invitations to tender and the award of contracts shall be open on equal terms to all natural and legal persons of the Member States *and of the recipient country. It may be extended to* other developing countries.

6. Participation in invitations to tender and the award of contracts shall be open on equal terms to all natural and legal persons of the Member States, the recipient **countries and** other developing countries.

(Amendment 49)

*Article 6(7)*

7. Supplies *shall originate in* the Member States, the recipient country or other developing countries. *In exceptional cases, where circumstances warrant, supplies may originate elsewhere.*

7. Supplies **should come from** the Member States, the recipient country or other developing countries, **in particular other countries in the region. Exceptions may be made by arrangement with the competent authorities, particularly in cases where the participants would otherwise incur higher costs or a disproportionate burden.**

(Amendment 50)

*Article 6(8a) (new)*

**8a. The horizontal nature of the projects under this regulation requires the establishment of an environmental monitoring unit which will be responsible for the coordination, linking and integration of the various aspects of development cooperation projects in order to maximise investigation and follow-up.**

(Amendment 51)

*Article 9(1) and (2)*

1. *After* each budget year, the Commission shall submit an annual report to the European Parliament and the Council, *summarising* the operations financed in the course of that year and *evaluating* the implementation of this regulation over that period.

*The summary shall in particular provide* information about the nature and quantity of the projects financed *and about* those with whom contracts have been concluded. *The report shall also include the number of external assessments carried out, if any, regarding specific activities.*

2. The Commission shall regularly assess operations financed by the Community with a view to establishing whether the objectives aimed at by those operations have been achieved and to providing guidelines for improving the effectiveness of future operations. The Commission shall submit to the Committee referred to in Article 7 a summary of the assessments made which may, if appropriate, be examined by the Committee. The assessment reports shall be available to any Member States requesting them.

1. **By 1 September of** each budget year, the Commission shall submit an annual report to the European Parliament and the Council, **giving a list of the partners of co-funded operations and the percentage of co-funding, a summary of** the operations financed in the course of that year and **an evaluation, complete with figures, of** the implementation of this regulation over that period.

**This report shall contain** information about the nature and quantity of the projects financed, **the results obtained from the projects (or from earlier projects),** those with whom contracts have been concluded **and an overview of all the projects submitted and the reasons for the selection made.**

2. The Commission shall regularly assess operations financed by the Community with a view to establishing whether the objectives aimed at by those operations have been achieved and to providing guidelines for improving the effectiveness of future operations. The Commission shall submit to the Committee referred to in Article 7 a summary of the assessments made which may, if appropriate, be examined by the Committee. The assessment reports shall be available to any Member States requesting them **and the European Parliament if requested.**

**The report shall also include a quantified summary of any independent evaluations conducted of specific operations.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 52)

*Article 9(4a) (new)*

**4a. The level of funding indicated under Regulation (EC) No 722/97 shall be taken as the indicative minimum for the annual implementation of the present regulation. Budget appropriations may be used for technical assistance referred to in Article 4(1) first subparagraph, within the limit established by the annual decision of the budgetary authority, to cover technical and administrative assistance costs related to operations other than the permanent tasks of the public administration.**

(Amendment 53)

*Article 9a (new)***Article 9a**

**This regulation shall be implemented on a coherent basis, taking into account the general principles outlined in Regulation (EEC) 443/92 on financial and technical assistance to, and economic cooperation with, the developing countries in Asia and Latin America <sup>(1)</sup> under the ACP-EC Convention and the current agreements with the southern Mediterranean countries, while also respecting the criteria common to all stages of projects from identification to assessment; these criteria shall be geared to the exchange of information, harmonisation of working methods and mutual cooperation at all stages of the project.**

<sup>(1)</sup> OJ L 52, 27.2.1992, p. 1.

**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Regulation on measures to promote full integration of the environmental dimension in the development process of developing countries (COM(99)0036 – C4-0130/99 – 99/0020(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Commission proposal to Parliament and the Council (COM(99)0036 – 99/0020(COD)) confirmed by the Commission on 3 May 1999 <sup>(2)</sup>,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 47, 20.2.1999, p. 10.

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- having regard to Articles 251(2), 175 and 179 of the EC Treaty pursuant to which the Commission submitted the proposal to Parliament (C4-0130/99),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Development and Cooperation and the opinion of the Committee on Budgets (A4-0254/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
  4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this opinion to the Council and Commission.

#### 4. Conservation and sustainable development of forests in developing countries \*\*\*I (procedure without debate)

A4-0237/99

**Proposal for a European Parliament and Council Regulation on measures to promote the conservation and sustainable management of tropical forests and other forests in developing countries (COM(99)0041 – C4-0129/99 – 99/0015(COD) – formerly 99/0015(SYN))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 2*

(2) Whereas, in numerous resolutions, the European Parliament has expressed its concern over the destruction of forests and the consequences for forest peoples;

(2) Whereas, in numerous resolutions, the European Parliament has expressed its concern over the destruction of forests and the consequences for forest peoples, **in particular indigenous peoples**;

(Amendment 2)

*Recital 9*

(9) Whereas, in its Resolution of 30 November 1998, the Council acknowledges the role that *forest peoples* play in managing the environment, in particular with regard to the conservation and sustainable use of forests in developing countries;

(9) Whereas, in its Resolution of 30 November 1998, the Council acknowledges the role that **especially indigenous peoples** play in managing the environment, in particular with regard to the conservation and sustainable use of forests in developing countries;

(\*) OJ C 87, 29.3.1999, p. 97.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 3)

*Recital 11*

(11) Whereas provision should be made for funding the operations referred to in this regulation;

(11) Whereas provision should be made for funding the operations referred to in this regulation; **whereas the success of the activities carried out under Regulation (EC) No 3062/95 should be taken into account; whereas considerable financial resources are necessary for a significant contribution to the protection of tropical and other forests in developing countries; whereas the financial amount indicated in that regulation should be considered as an absolute minimum for the annual implementation of this regulation;**

(Amendment 4)

*Recital 11a (new)*

**(11a) Whereas in accordance with Article 274 of the Treaty, the Commission shall be responsible for implementing the budget;**

(Amendment 5)

*Recital 12*

(12) Whereas rules for implementation, in particular the form of action, recipients of the aid and the decision-making procedure should be laid down;

(12) Whereas rules for implementation, in particular the form of action, recipients of the aid and the decision-making procedure should be laid down; **whereas an advisory committee procedure is the most appropriate arrangement; whereas Council Decision 87/373/EEC<sup>(1)</sup> lays down the procedures for the exercise of powers conferred on the Commission by the Council for the implementation of acts which it adopts; whereas the procedures need to be revised to take account of the entry into force of the Amsterdam Treaty and of possible modifications of existing arrangements laid down by inter- institutional agreement or by Council Decision 87/373/EEC;**

<sup>(1)</sup> OJ L 197, 18.7.1997, p. 33.

(Amendment 6)

*Recital 12a (new)*

**(12a) Whereas a Modus Vivendi between the European Parliament, the Council and the Commission concerning the implementing measures for certain acts<sup>(1)</sup> was concluded on 20 December 1994;**

<sup>(1)</sup> OJ C 102, 4.4.1996, p. 1.

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 7)

*Article 1*

The Community shall provide financial assistance and technical expertise to promote the conservation and sustainable management of tropical forests and other forests in developing countries so as to meet the economic, social and environmental demands placed on forests at local, national and global levels.

This financial assistance and technical expertise shall complement and reinforce the assistance provided through other instruments of development cooperation.

The Community shall provide financial assistance and technical **or economic** expertise to promote the conservation and sustainable management of tropical forests and other forests in developing countries so as to meet the economic, social and environmental demands placed on forests at local, national and global levels.

This financial assistance and technical **or economic** expertise shall complement and reinforce the assistance provided through other instruments of development cooperation.

(Amendment 8)

*Article 2(5)*

5. 'Forest peoples' means the indigenous peoples who inhabit the forest or claim it as their home and any people who live in or near the forest and have traditionally been directly and to a large extent dependent on the forest.

5. 'Forest peoples' means the indigenous peoples who inhabit the forest or claim it as their **traditional** home and any people who live in or near the forest and have traditionally been directly and to a large extent dependent on the forest.

(Amendment 9)

*Article 3, 1st indent*

— raising the status of forests in national policies and integrating forest policies in development planning;

— raising the status of forests **and of sustainable forest management** in national policies and integrating forest policies in development planning;

(Amendment 10)

*Article 3, 3rd indent a (new)*

— **improving coordination and the flow of information between Commission and Member State projects so as to put in place coherent actions in that area;**

(Amendment 11)

*Article 3, 3rd indent b (new)*

— **ensuring active participation of forest peoples and the local community in the development of national forest policies and development planning;**

(Amendment 12)

*Article 4(1), introduction*

1. In the provision of financial assistance and technical expertise aimed at attaining the objectives set out in Article 3, the Community shall give special consideration to the promotion of:

1. In the provision of financial assistance and technical **or economic** expertise aimed at attaining the objectives set out in Article 3, the Community shall give special consideration to the promotion of:



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 13)

*Article 4(1)(b)*

(b) conservation of forests which are recognised as being of high ecological value as well as restoration of degraded forest areas, which are considered to be of importance due to their local and global impacts such as the protection of hydrographic basins, the prevention of soil erosion, climate change and the preservation of biological diversity;

(b) conservation of forests which are recognised as being of high ecological value as well as restoration of degraded forest areas **and creation of forests and protection of woodland in other areas**, which are considered to be of importance due to their local and global impacts such as the protection of hydrographic basins, the prevention of soil erosion, climate change and the preservation of biological diversity **through prior consultation and equal participation in decision-making processes with forest peoples; such activities must respect the economic, social and cultural rights of the local population and should be carried out with their full participation;**

(Amendment 14)

*Article 4(1)(c)*

(c) sustainable forest management and utilisation to provide economic, social and environmental benefits and including *inter alia* forest certification and environmentally sound harvesting of both wood and non-wood forest products and natural and assisted forest regeneration;

(c) sustainable forest management and utilisation to provide economic, social and environmental benefits and including **inter alia** forest certification — **taking account of the different management conditions for small and large forest areas** — and environmentally sound harvesting of both wood and non-wood forest products and natural and assisted forest regeneration;

(Amendment 15)

*Article 4(1)(d)*

(d) economic viability of sustainable forest management through more efficient utilisation of forest products and technical improvements of downstream activities related to the forest sector such as small and medium scale processing and marketing of wood and non-wood forest products, the sustainable use of wood as energy source and the development of alternatives to agricultural practices based on forest clearing;

(d) economic viability of sustainable forest management through more efficient utilisation of forest products and technical improvements of downstream activities related to the forest sector such as small and medium scale processing and marketing of wood and non-wood forest products, the sustainable use of wood as energy source and the development **and application** of alternatives to agricultural practices based on forest clearing;

(Amendment 16)

*Article 4(1)(ea) (new)*

**(ea) capacity building of forest peoples and local communities to ensure proper participation of these peoples in local, national and international decision making processes.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 17)

*Article 4(2) indent -1 (new)*

- **the rights and economic, social and cultural objectives of forest peoples and of local communities;**

(Amendment 18)

*Article 4(2), 1st indent*

- the needs of each country as reflected in regional and national development and environment policies relating to forests, considering National Forest Plans, and
- the needs of each country as reflected in regional and national development and environment policies relating to forests, considering National Forest Plans **and local needs**, and

(Amendment 19)

*Article 4(3), 1st indent*

- encouraging private entrepreneurship in the forest products processing and marketing chain, in the context of agreed policies for private sector development and taking into account existing social systems and community-based economic activities;
- encouraging **environmentally and socially responsible** private entrepreneurship in the forest products processing and marketing chain, in the context of agreed policies for private sector development and taking into account existing social systems and community-based economic activities, **and in particular those of indigenous peoples;**

(Amendment 20)

*Article 4(3), 3rd indent*

- participation of forest peoples in operations carried out pursuant to this regulation;
- **ex ante information and due consideration of their development priorities** in operations carried out pursuant to this regulation;

(Amendment 21)

*Article 4(3), 4th indent*

- sustainability of any proposed activity, social, economic as well as environmental.
- sustainability of any proposed activity, social, economic as well as environmental; **no funding shall be possible if there are serious doubts as to the environmental, social or socio-cultural sustainability of the activity envisaged.**

(Amendment 22)

*Article 4(3), indent 4a (new)*

- **proper coordination and information flows between the Commission and the Member States in order to ensure coherence of activities in the regions concerned.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 23)

*Article 4(4), 1st subparagraph*

4. Operations carried out pursuant to this regulation shall be preceded by environmental and *social* impact assessments, as well as analysis of financial and economic feasibility. These operations shall also be preceded by provision of relevant information to forest peoples and be conditional on their support.

4. Operations carried out pursuant to this regulation shall be preceded by environmental and **socio-cultural** impact assessments, **including an assessment on the congruence of the envisaged operations with the development priorities of the respective forest peoples**, as well as analysis of financial and economic feasibility. These operations shall also be preceded by provision of relevant information to forest peoples and be conditional on their support.

(Amendment 24)

*Article 4(4), 2nd subparagraph*

Operations carried out will be evaluated using specific quantitative and qualitative indicators set in the reference conditions.

Operations carried out will be evaluated using specific quantitative and qualitative indicators set in the reference conditions; **evaluations shall take into account the opinion of forest people.**

(Amendment 25)

*Article 4(6)*

6. When appropriate, operations shall be carried out within the framework of regional organisations and international programmes of cooperation and *shall form part of* a global policy on the conservation and sustainable management of forests.

6. When appropriate, operations shall be carried out within the framework of regional organisations and international programmes of cooperation and **efforts will be made to ensure that there is** a global policy on the conservation and sustainable management of forests **in which Community policy can be integrated.**

(Amendment 26)

*Article (4)(7)*

7. *Operations carried out pursuant to* this regulation shall concentrate on pilot projects in the field, innovative programmes, studies and research, the results of which will enable the EC to develop, adjust and implement its forest sector cooperation policies.

7. **In respect of operations to be funded under** this regulation, **priority shall be given to** pilot projects in the field, innovative programmes, studies and research, the results of which will enable the EC to develop, adjust and implement its forest sector cooperation policies.

(Amendment 27)

*Article 7, 2nd paragraph (new)*

**Notwithstanding the other measures that the Commission shall take to protect the Community's financial interests, bank or credit guarantees should not be required where such a requirement would preclude the participation of the recipients and partners identified in Article 5.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 28)

*Article 8(8), indent 2a (new)*

- **proper coordination and information flows between the Commission and the Member States in order to ensure coherence of activities in the regions concerned.**

(Amendment 29)

*Article 8(8a) (new)*

- 8a. The minutes of Commission meetings at which the selection of a project is discussed shall be forwarded to the European Parliament.**

(Amendment 30)

*Article 9(2), 1st subparagraph*

2. The representative of the Commission shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter, if necessary by taking a vote.

2. The representative of the Commission, **after consulting external experts**, shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter, if necessary by taking a vote.

(Amendment 31)

*Article 10*

An exchange of views shall take place once a year on the basis of a presentation by the representative of the Commission of the general guidelines for the operations to be carried out in the year ahead, in the framework of a joint meeting of the Committees referred to in Article 9.

An exchange of views shall take place once a year on the basis of a presentation by the representative of the Commission of the general guidelines for the operations to be carried out in the year ahead, in the framework of a joint meeting of the Committees referred to in Article 9. **Members of Parliament and external experts working on forest issues shall be invited to that presentation.**

(Amendment 32)

*Article 11(1), 1st subparagraph*

1. After each budget year, the Commission shall submit an annual report to the European Parliament and the Council, summarising the operations financed in the course of that year and evaluating the implementation of this regulation over that period.

1. After each budget year, the Commission shall submit an annual report to the European Parliament and the Council, summarising the operations financed in the course of that year **as well as listing all actions and projects approved — specifying their funding, the countries benefiting and the partners —** and evaluating the implementation of this Regulation over that period.

(Amendment 33)

*Article 11(2)*

2. The Commission shall regularly assess operations financed by the Community with a view to establishing whether the objectives aimed at by those operations have been

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

achieved and to providing guidelines for improving the effectiveness of future operations. The Commission shall submit to the Committee referred to in Article 9 a summary of the assessments made which may, if appropriate, be examined by the Committee. The assessment reports shall be available to any Member States requesting them.

achieved and to providing guidelines for improving the effectiveness of future operations. The Commission shall submit to the Committee referred to in Article 9 a summary of the assessments made which may, if appropriate, be examined by the Committee. The assessment reports shall be available to any Member States requesting them **and to the European Parliament.**

(Amendment 34)

*Article 11(4a) (new)*

**4a. The level of funding indicated under regulation (EC) No 3062/95 shall be taken as the indicative minimum for the annual implementation of this regulation. Budget appropriations may be used for technical assistance referred to in Article 6(1) first subparagraph, within the limit established by the annual decision of the budgetary authority.**

**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Regulation on measures to promote the conservation and sustainable management of tropical forests and other forests in developing countries (COM(99)0041 — C4-0129/99 — 99/0015(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Commission proposal to the Council, COM(99)0041 — 99/0015(COD) <sup>(2)</sup>, confirmed by the Commission on 3 May 1999,
- having regard to Articles 251(2), 175(1) and 179 of the EC Treaty pursuant to which the Commission submitted the proposal to Parliament (C4-0129/99),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Development and Cooperation and the opinion of the Committee on Budgets (A4-0237/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 87, 29.3.1999, p. 97.

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3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this opinion to the Council and Commission.

## 5. Development cooperation with South Africa \*\*\*I (procedure without debate)

A4-0249/99

### Proposal for a European Parliament and Council Regulation on development cooperation with South Africa (COM(99)0124 – C4-0165/99 – 99/0070(COD) – formerly 99/0070(SYN))

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

#### Article 2

Development cooperation to be carried out under this regulation will focus mainly on:

- support to policies, instruments and programmes aiming at the progressive integration of the South African economy into the world economy and trade, for employment creation, development of private sector, regional cooperation and integration. In this latter context, *special attention will be given to providing support to the adjustment efforts occasioned in the region by the establishment of the free-trade area under the Trade, Development and Cooperation Agreement, especially in the SACU. Promotion of mutual general interest cooperation between European Union and South African businesses may be considered as well;*
- improvement of living conditions and delivery of basic social services;
- support to democratisation, the protection of human rights, sound public management, the strengthening of local governments and involvement of civil society in the development process.

Dialogue and partnership between public authorities and non-governmental development partners and actors will be promoted.

Programmes shall focus on fight against poverty, take into account the needs of the previously disadvantaged communities and reflect the gender and environmental dimensions of development.

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Dialogue and partnership between public authorities and non-governmental development partners and actors will be promoted.

Programmes shall focus on fight against poverty, take into account the needs of the previously disadvantaged communities and reflect the gender and environmental dimensions of development.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

**In addition to meeting these priorities assistance can be extended to support to policies, instruments and programmes aiming at the progressive integration of the South African economy into the world economy and trade, for employment creation, development of private sector, including promotion of mutual general interest cooperation between European Union and South African businesses, regional cooperation and integration. In this latter context, while recognising the responsibilities and obligations towards SACU members through the establishment of an additional financial facility for assistance to necessary restructuring efforts in the BLNS (Botswana, Lesotho, Namibia, Swaziland) countries, funds from the European Programme for Reconstruction and Development could, where appropriate, be used to provide additional assistance to regional restructuring occasioned by the implementation of the EU-South Africa Trade, Development and Cooperation Agreement.**

(Amendment 3)

*Article 4(3)*

3. A financial contribution from the partners referred to in Article 3 shall in principle be required for each cooperation. That contribution will be requested in accordance with the possibilities of the partners concerned and depending on the nature of each operation. It may be in kind. In specific cases where the partner is either a non-governmental organisation or a community-based organisation, the contribution may not be required.

3. A financial contribution from the partners referred to in Article 3 shall in principle be required for each cooperation. That contribution will be requested in accordance with the possibilities of the partners concerned and depending on the nature of each operation. **It shall particularly be sought in cases where a project is designed as a start-up for an open-ended activity, in order to ensure the sustainability of such projects after Community funding has ceased.** It may be in kind. In specific cases where the partner is either a non-governmental organisation or a community-based organisation, the contribution may not be required.

(Amendment 4)

*Article 4(6)(a) and (b)*

- (a) the establishment of a system for the systematic exchange of information on actions financed or planned to be financed by the Community *and* the Member States;
- (b) on-the spot coordination of these actions by means of regular meetings and exchange of information between the representatives of the Commission *and* the Member States in the beneficiary country.

- (a) the establishment of a system for the systematic exchange of information on actions financed or planned to be financed by the Community, the Member States **and the EIB**;
- (b) on-the spot coordination of these actions by means of regular meetings and exchange of information between the representatives of the Commission, the Member States **and the EIB** in the beneficiary country.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 2)

*Article 6(1)*

1. Tri-annual indicative programming based on specific objectives shall be carried out in the context of close contacts with the South African Government and taking account of the results of the co-ordination referred to in Article 4 (6) and (7). Such a programming should result in aid being focused each year in a limited number of sectors identified amongst those areas referred to in Article 2.

1. Tri-annual indicative programming based on specific objectives shall be carried out in the context of close contacts with the South African Government and taking account of the results of the co-ordination referred to in Article 4 (6) and (7). **The indicative programming process will fully respect the principle of recipient-led programming.**

Such a programming should result in aid being focused each year in a limited number of sectors identified amongst those areas referred to in Article 2. **This notwithstanding, it is recognised that a number of current areas of EU assistance, which require a long term approach (e.g. the AIDS programme), cannot easily be accommodated within tri-annual sector programmes. Provision is therefore made, where appropriate, so that such initiatives could be continued over longer time periods.**

(Amendment 5)

*Article 8(6a) (new)*

**6a. All decisions and opinions of the Committee will be made publicly available.**

(Amendment 6)

*Article 9, 1st, 2nd and 3rd paragraphs*

After each financial year the Commission shall submit an annual report on implementation of this regulation to the European Parliament *and* the Council. The report shall set out the budget turnout with regard to commitments and payments and the projects and programmes financed in the course of the year. It shall contain statistics on contracts awarded for implementing projects and programmes.

After each financial year the Commission shall submit an annual report on implementation of this regulation to the European Parliament, the Council **and the South Africa National Assembly**. The report shall set out the budget turnout with regard to commitments and payments and the projects and programmes financed in the course of the year. It shall contain statistics on contracts awarded for implementing projects and programmes.

In addition the Commission shall monitor progress against each operation's objectives in terms of outputs and outcomes, using objectively verifiable indicators.

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The Commission shall regularly evaluate operations financed by the Community to determine whether those operations' objectives have been reached and to establish guidelines for improving the effectiveness of future operations. Summaries of evaluation reports shall be forwarded to the Member States. Full reports shall be made available to Member States *which request them*.

The Commission shall regularly evaluate operations financed by the Community to determine whether those operations' objectives have been reached and to establish guidelines for improving the effectiveness of future operations. Summaries of evaluation reports shall be forwarded to the Member States, **the European Parliament and the South Africa National Assembly**. Full reports shall be made available to Member States, **the European Parliament and the South Africa National Assembly, upon request.**



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**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Regulation on Development Cooperation with South Africa (COM(99)0124 — C4-0165/99 — 99/0070(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Commission proposal to the Council, COM(99)0124 — 99/0070(COD) confirmed by the Commission on 3 May 1999,
- having regard to Articles 251(2) and 179 of the EC Treaty pursuant to which the Commission submitted the proposal to Parliament (C4-0165/99),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Development and Cooperation and the opinions of the Committee on Budgets, the Committee on External Economic Relations and the Committee on Budgetary Control (A4-0249/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

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**6. Sale of consumer goods and associated guarantees \*\*\*III**

**A4-0224/99**

**Decision on the joint text, approved by the Conciliation Committee, for a European Parliament and Council Directive on certain aspects of the sale of consumer goods and associated guarantees (3604/99 — C4-0171/99 — 96/0161(COD))**

(Codecision procedure: third reading)

*The European Parliament,*

- having regard to the joint text approved by the Conciliation Committee (3604/99 — C4-0171/99 — 96/0161(COD)),
- having regard to its opinion at first reading <sup>(1)</sup> on the Commission proposal to Parliament and the Council, COM(95)0520 and COM(98)0217 <sup>(2)</sup>,

<sup>(1)</sup> OJ C 104, 6.4.1998, p. 30.

<sup>(2)</sup> OJ C 307, 16.10.1996, p. 8; OJ C 148, 14.5.1998, p. 12.

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- having regard to its decision on the common position <sup>(1)</sup>,
  - having regard to the Commission's opinion on Parliament's amendments to the common position (COM(99)0016 – C4-0042/99),
  - having regard to Article 251(5) of the EC Treaty,
  - having regard to Rule 77(2) of its Rules of Procedure,
  - having regard to the report of its delegation to the Conciliation Committee (A4-0224/99),
1. Approves the joint text;
  2. Instructs its President to sign the act with the President of the Council, pursuant to Article 254(1) of the EC Treaty;
  3. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal;
  4. Instructs its President to forward this decision to the Council and Commission.

<sup>(1)</sup> OJ C 98, 9.4.1999, p. 226.

## 7. Foodstuffs for particular nutritional uses \*\*\*III

**A4-0225/99**

**Decision on the joint text, approved by the Conciliation Committee, for a European Parliament and Council Directive amending Council Directive 89/398/EEC on the approximation of the laws of the Member States relating to foodstuffs intended for particular nutritional uses (3607/99 – C4-0154/99 – 94/0076 (COD))**

(Codecision procedure: third reading)

*The European Parliament,*

- having regard to the joint text approved by the Conciliation Committee, 3607/99 – C4-0154/99 – 94/0076 COD,
  - having regard to its opinion at first reading <sup>(1)</sup> on the Commission proposal to Parliament and the Council, COM(94)0097 and COM(95)0588 <sup>(2)</sup>,
  - having regard to its decision on the common position <sup>(3)</sup>,
  - having regard to the Commission's opinion on Parliament's amendments to the common position (COM(98)0069 – C4-0111/98),
  - having regard to Article 251(5) of the EC Treaty,
  - having regard to Rule 77(2) of its Rules of Procedure,
  - having regard to the report of its delegation to the Conciliation Committee (A4-0225/99),
1. Approves the joint text;
  2. Instructs its President to sign the act with the President of the Council, pursuant to Article 254(1) of the EC Treaty;

<sup>(1)</sup> OJ C 287, 30.10.1995, p. 104.

<sup>(2)</sup> OJ C 108, 16.4.1994, p. 17; OJ C 35, 8.2.1996, p. 17.

<sup>(3)</sup> OJ C 14, 19.1.1998, p. 123.

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3. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal;
4. Instructs its President to forward this decision to the Council and Commission.

## 8. Distance marketing of financial services \*\*\*I

A4-0190/99

### Proposal for a European Parliament and Council Directive concerning the distance marketing of consumer financial services and amending Council Directive 90/619/EEC and Directives 97/7/EC and 98/27/EC (COM(98)0468 – C4-0647/98 – 98/0245(COD))

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*First citation*

Having regard to the Treaty establishing the European Community, and in particular Article 57(2) and Articles 66 and 100a thereof,

Having regard to the Treaty establishing the European Community, and in particular Articles 47(2), 55, 95 **and 153** thereof,

(Amendment 2)

*Recital 3*

(3) Whereas, within the framework of the internal market, it is in the interest of consumers to have access without discrimination to the widest possible range of financial services available in the Community so that they can choose those that are best suited to their needs; whereas in order to safeguard freedom of choice, which is an essential consumer right, a *certain degree* of protection is required in order to enhance *their* confidence in distance selling;

(3) Whereas, within the framework of the internal market, it is in the interest of consumers to have access without discrimination to the widest possible range of financial services available in the Community so that they can choose those that are best suited to their needs; whereas in order to safeguard freedom of choice, which is an essential consumer right, a **high level of consumer** protection is required in order to enhance **consumer** confidence in distance selling;

(Amendment 3)

*Recital 5*

(5) Whereas the establishment of a legal framework governing the distance marketing of financial services *should contribute to promoting the advent of the information society and the development of electronic commerce*;

(5) Whereas **given the immaterial nature of financial services they are particularly suited to be concluded at a distance and whereas** the establishment of a legal framework governing the distance marketing of financial services **is necessary to increase the confidence of consumers in the use of the new techniques for the distance purchasing of financial services, such as electronic commerce**;

(\*) OJ C 385, 11.12.1998, p. 10.

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TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 4)

*Recital 8*

(8) Whereas the adoption by the Member States of conflicting or different consumer protection rules governing the distance marketing of consumer financial services would impede the functioning of the internal market and competition between firms in the market; whereas it is therefore necessary to enact common rules at Community level in this area;

(8) Whereas the adoption by the Member States of conflicting or different consumer protection rules governing the distance marketing of consumer financial services would impede the functioning of the internal market and competition between firms in the market; whereas it is therefore necessary to enact common rules at Community level in this area, **consistent with no reduction in overall consumer protection in any Member State;**

(Amendment 7)

*Recital 11*

(11) Whereas, in accordance with the principles of subsidiarity and proportionality as set out in Article 3b of the Treaty, the objectives of this Directive cannot be sufficiently achieved by the Member States and can therefore be better achieved by the Community; *whereas it is necessary by also sufficient to enact measures which allow consumers to inform themselves and to consider the proposed contractual terms and conditions, as well as measures to ensure that those rights are respected;* whereas it is also appropriate to enact measures to protect consumers against the high-pressure selling of financial services and against certain unsolicited uses of means of distance communication; whereas consumers cannot fully enjoy the rights vested in them by this Directive unless appropriate arrangements are made for settling disputes;

(11) Whereas, in accordance with the principles of subsidiarity and proportionality as set out in Article 3b of the Treaty, the objectives of this Directive cannot be sufficiently achieved by the Member States and can therefore be better achieved by the Community; whereas it is also appropriate to enact measures to protect consumers against the high-pressure selling of financial services and against certain unsolicited uses of means of distance communication; whereas consumers cannot fully enjoy the rights vested in them by this Directive unless appropriate arrangements are made for settling disputes;

(Amendment 42)

*Recital 13*

Whereas a single contract involving successive operations may be subject to different legal treatment in the different Member States, whereas, however, it is important that this Directive be applied in the same way in all the Member States; whereas, to this end, it is appropriate that this Directive should be considered to apply to the first *of a series of successive operations, or to the first of a series of separate operations over a period of time which may be considered as forming a whole, irrespective of whether that operation or series of operations are the subject of a single contract or several successive contracts;*

Whereas a single contract involving successive operations may be subject to different legal treatment in the different Member States, whereas, however, it is important that this Directive be applied in the same way in all the Member States; whereas, to this end, it is appropriate that this Directive should be considered to apply to the first **operation;**

(Amendment 9)

*Recital 14*

(14) *Whereas by covering a service-provision scheme organised by the financial services provider, this Directive aims to exclude from its scope services provided on a strictly occasional basis and outside a commercial structure dedicated to the conclusion of distance contracts;*

**Deleted**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
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(Amendment 10)

*Recital 16*

(16) Whereas the use of means of distance communications must not lead to an unwarranted restriction on the information provided to the client; whereas in the interest of transparency this Directive lays down the requirements needed to ensure that an appropriate level of information is provided to the consumer both before and after conclusion of the contract; whereas the consumer *must* receive, before conclusion of the contract, the contractual terms and conditions so that he can properly appraise the offer and hence make a well informed choice; whereas the *contractual terms and conditions may not be unilaterally modified for a period of 14 days in order to give the consumer time for reflection*;

(16) Whereas the use of means of distance communications must not lead to an unwarranted restriction on the information provided to the client; whereas in the interest of transparency this Directive lays down the requirements needed to ensure that an appropriate level of information is provided to the consumer both before and after conclusion of the contract; whereas the consumer **should** receive, before conclusion of the contract, the contractual terms and conditions **and a summary of the most important contractual terms and conditions**, so that he can properly appraise the offer and hence make a well informed choice; **whereas the supplier must specify how long his offer applies as it stands**;

(Amendment 11)

*Recital 17*

(17) Whereas provision should be made for a right of withdrawal on the part of the consumer, without penalty and without having to furnish grounds, *whenever the contract has been concluded by the consumer without his having received, at the time of conclusion of the contract, the contractual terms and conditions applicable to it, or whenever he has been unfairly induced to conclude the contract during the reflection period set out in this Directive*;

(17) Whereas provision should be made for a right of withdrawal on the part of the consumer, without penalty and without having to furnish grounds;

(Amendment 12)

*Recital 18*

(18) *Whereas provision should be made for a reinforcement of the right of consumers to withdraw from contracts relating to mortgages, life insurance and personal pension operations*;

**Deleted**

(Amendment 13)

*Recital 19*

(19) Whereas consumers should be protected against unsolicited *sales*; whereas consumers should be exempt from any obligation in the case of unsolicited *supplies*, the absence of a reply not being construed as signifying consent on their part; whereas, however, this rule should be without prejudice to the tacit renewal of contracts validly concluded between the parties;

(19) Whereas consumers should be protected against unsolicited **services**; whereas consumers should be exempt from any obligation in the case of unsolicited **services**, the absence of a reply not being construed as signifying consent on their part; whereas, however, this rule should be without prejudice to the tacit renewal of contracts validly concluded between the parties;

(Amendment 14)

*Recital 26a (new)*

**(26a) Whereas with a view to optimum protection of the consumer, it is important that the consumer should be adequately informed of the provisions of this Directive and of any codes of conduct existing in this area;**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 57)

*Article 1(1a) (new)*

**1a. In order to promote the cross-border marketing of financial services and to protect consumers in cross-border purchases of financial services, Member States may not adopt provisions other than those laid down in this Directive in the fields harmonised by this Directive.**

(Amendment 43)

*Article 1(2)*

2. In the case of contracts for financial services comprising successive operations or a series of separate operations performed over time, the provisions of this Directive shall apply only to the first operation, *irrespective of whether those operations are deemed by national law to form part of a single contract or individual separate contracts.*

2. In the case of contracts for financial services comprising successive operations or a series of separate operations performed over time, the provisions of this Directive shall apply only to the first operation.

(Amendments 40 and 44)

*Article 1(2a) (new)*

**2a. The provisions of Articles 3 to 11 of this Directive shall not apply to contracts in which the consumer's declaration is made with the assistance of a notary public.**

(Amendment 45)

*Article 2(a)*

(a) 'distance contract' means any contract concerning financial services *concluded* between a supplier and a consumer *under an organised distance sales or service-provision scheme run by the supplier, who*, for the purpose of that contract, makes use of means of distance communication up to and including the time at which the contract is concluded;

(a) 'distance contract' means any contract concerning financial services between a supplier and a consumer **in which the supplier**, for the purpose of that contract, makes **exclusive** use of means of distance communication up to and including the time at which the contract is concluded;

(Amendment 46)

*Article 2(b)*

(b) 'financial service' means any service relating to the activities of credit institutions, insurance companies or investment firms, as referred to in Council Directives 89/646/EEC, 93/22/EEC, 73/239/EEC and 79/267/EEC; an indicative list of those services is provided in the Annex;

(b) 'financial service' means any service relating to the activities of credit institutions, insurance companies or investment firms, as referred to in Council Directives **85/611/EEC** <sup>(1)</sup>, 89/646/EEC, 93/22/EEC, 73/239/EEC and 79/267/EEC **and amendments thereto**; an indicative list of those services is provided in the Annex;

<sup>(1)</sup> OJ L 375, 31.12.1985, p. 3.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 19)

*Article 2(d)*

(d) 'consumer' means any natural person *resident in the territory of the Community* who, in contracts covered by this Directive, is acting for purposes which are outside his trade, business or profession;

(d) 'consumer' means any natural person who, in contracts covered by this Directive, is acting for purposes which are outside his trade, business or profession;

(Amendment 20)

*Article 2(f)*

(f) 'durable medium' means any instrument enabling the consumer to store information, without himself having to record this information, and in particular floppy disks, CD-ROMs, and the hard drive of the consumer's computer on which electronic mail is stored;

(f) 'durable medium' means any instrument enabling the consumer to store **and/or print** information, without himself having to record this information, and in particular floppy disks, CD-ROMs, and the hard drive of the consumer's computer on which electronic mail is stored; **the medium must be such as to allow the information stored to be printed by the consumer and rendered into permanent form; the durable medium may be used only if it can be proved to be secure against any form of manipulation, in particular with regard to content and the contracting parties;**

(Amendment 21)

*Article 3, title and (1) and (2)**Right of reflection before conclusion of the contract*

1. Before conclusion of a distance contract, the supplier shall communicate all the contractual terms and conditions to the consumer in writing or in a durable medium available and accessible to him. *The supplier may not unilaterally modify these terms for a period of 14 days.*

*The parties may agree on a longer period.*

*However, consumers may conclude the contract before expiry of the period referred to in the first subparagraph or the agreed period.*

*The consumer's silence at the end of the reflection period shall not be construed as signifying his consent.*

**Communication of contractual terms and conditions**

1. Before conclusion of a distance contract, the supplier shall communicate all the contractual terms and conditions to the consumer in writing or, **if the consumer agrees**, in a durable medium available and accessible to him.

**A summary of the most important contractual terms and conditions in language easily understood by the consumer shall be attached to the contractual terms and conditions.**

**This summary shall include the following information:**

- (a) the identity and address of the supplier;**
- (b) the main characteristics of the financial service;**
- (c) the price of the financial service including all taxes;**
- (d) the arrangements for payment, delivery or performance of the contract;**
- (e) the existence and duration of a right of withdrawal within the meaning of Article 4;**
- (f) the cost of using the means of distance communication, where it is calculated other than at the basic rate;**
- (g) the period for which the offer or the price remains valid;**

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2. *The periods referred to in paragraph 1 shall be calculated from the day on which the consumer receives the contractual terms and conditions in writing or in a durable medium available and accessible to him.*

- (h) **where appropriate, the minimum duration of the contract in the case of financial services to be performed permanently or recurrently;**
- (i) **information on cancelling the contract;**
- (j) **the applicable law and complaints and redress procedure including the address of the supervisory authority to which the consumer may address any complaints;**
- (k) **the address of the contact point, established in the consumer's Member State in accordance with Directive .../.../... on certain legal aspects of electronic commerce in the internal market, from which consumers and service providers can obtain information on their contractual rights and obligations and receive assistance in the event of disputes;**

2. **The information referred to in paragraph 1, the commercial purpose of which must be made clear, shall be provided in a clear and comprehensible manner in any way appropriate to the means of distance communication used, with due regard, in particular, to the principles of good faith in commercial transactions, and the principles governing the protection of those who are unable, pursuant to the legislation of the Member States, to give their consent, such as minors.**

**2a. The consumer's silence shall not be construed as signifying his consent.**

(Amendments 38, 39/rev., 22, 48, 49 and 50)

*Article 4, title and (1) to (3)*

*Right of withdrawal after conclusion of the contract*

1. *Where the contract has been concluded at the consumer's request before the contractual terms and conditions have been communicated to him by the supplier, the supplier shall communicate the contract to the consumer in writing or in a durable medium available and accessible to him once the contract has been concluded.*

*The consumer has a right of withdrawal for 14 days, without incurring any penalty and without having to indicate his grounds. This period shall be extended to 30 days in the case of contracts relating to mortgages, life assurance or personal pension operations.*

*The withdrawal period shall be calculated from the day on which the consumer receives the contractual terms and conditions.*

The right of withdrawal shall not apply to *contracts concerning:*

Right of withdrawal

1. **The consumer may, without stating his reasons and without having to pay contract penalties, withdraw from the contract within 30 days**

- (a) **of the conclusion of the contract or,**
- (b) **notwithstanding the terms of Article 3, where the contract is concluded, at the consumer's specific request, before the contractual terms and conditions have been received by the consumer in durable form, the provisions of this Article with regard to an unconditional right of withdrawal shall be deemed to apply from the date of their receipt.**

The right of withdrawal shall not apply to:

- (-a) **the financial services referred to in point 2 of the Annex, where the consumer has received the information referred to in Article 3 and the full terms and conditions prior to the conclusion of the contract;**



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TEXT PROPOSED  
BY THE COMMISSION

- (a) the financial services referred to in points 5 and 7 of the Annex, *whose price depends on market fluctuations outside the supplier's control*;
- (b) non-life insurance *policies of less than one month's duration*.

2. Where the contract is concluded by the consumer *during the reflection period provided for in Article 3* and he has been unfairly induced to do so by the supplier, the *consumer shall have a right of withdrawal for 14 days without incurring any charge or penalty, and without prejudice to his right to seek compensation for the damage he has suffered*.

When suppliers communicate objective information to the consumer on prices of financial services that depend on market fluctuations, this shall not be considered as an unfair inducement.

*The withdrawal period shall run from the conclusion of the contract.*

3. The consumer shall exercise his right of withdrawal by notifying the supplier to this effect in writing *or in a durable medium available and accessible to the supplier*.

AMENDMENTS  
BY PARLIAMENT

- (a) **contracts on** the financial services referred to in points 5 and 7 of the Annex, **the prices of which are subject to fluctuations over which the supplier has no influence**;
- (b) non-life insurance **contracts valid for less than one month, unless the consumer does not receive the contractual terms and conditions before the contract is concluded**;
- (ba) contracts concerning the provision of financial services, execution of which commenced, with the consent of the consumer, before the end of the relevant period referred to in the first subparagraph.**

2. Where the contract is concluded by the consumer and he has been unfairly induced to do so by the supplier, the **contract may be cancelled with all the legal effects that this entails pursuant to the law applicable to the contract**, without prejudice to **the consumer's** right to seek compensation for the damage he has suffered.

When suppliers communicate objective information to the consumer on prices of financial services that depend on market fluctuations, this shall not be considered as an unfair inducement.

3. The consumer shall exercise his right of withdrawal by notifying the supplier to this effect in writing.

(Amendment 23)

## Article 5

1. Where the consumer exercises his right of withdrawal under Article 4(1), he may be required to pay, without any undue delay, only:

- (a) the price of the financial service actually provided by the supplier, where that price can be determined by the supplier before conclusion of the contract;
- (b) the part of the total price of the financial service covered by the contract on a pro rata basis for the period between the day on which the contract was concluded and the day on which he exercises his right of withdrawal, where the price cannot be determined by the supplier before conclusion of the contract.

2. The supplier shall inform the consumer, before the conclusion of the contract, in any way appropriate to the means of distance communication used, of the price or the amount used as a basis for calculating the price which he will be required to pay pursuant to paragraph 1 if he exercises his right of withdrawal.

1. Where the consumer exercises his right of withdrawal under Article 4(1), he may be required to pay, without any undue delay, only **either**:

- (a) the price of the financial service actually provided by the supplier, where that price can be determined by the supplier before conclusion of the contract; **or**
- (b) the part of the total price of the financial service covered by the contract on a pro rata basis for the period between the day on which the contract was concluded and the day on which he exercises his right of withdrawal, where the price cannot be determined by the supplier before conclusion of the contract.

**In either point (a) or point (b) the amount payable may not be such that it could be construed as a penalty.**

2. The supplier shall inform the consumer, before the conclusion of the contract, in any way appropriate to the means of distance communication used, **in the case of point (a)** of the price or, **in the case of point (b)**, of the amount used as a basis for calculating the price which he will be required to pay pursuant to paragraph 1 if he exercises his right of withdrawal.

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TEXT PROPOSED  
BY THE COMMISSION

Unless he can prove that the consumer was duly informed about the price, the supplier may not require the consumer to pay any amount where he exercises his right of withdrawal.

3. The supplier shall, without any undue delay, return to the consumer any sums he has received from him on conclusion of the distance contract, except for the sums referred to in paragraph 1.

AMENDMENTS  
BY PARLIAMENT

Unless he can prove that the consumer was duly informed about the price, the supplier may not require the consumer to pay any amount where he exercises his right of withdrawal.

3. The supplier shall, without any undue delay **and at the latest within 14 days**, return to the consumer any sums he has received from him on conclusion of the distance contract, except for the sums referred to in paragraph 1.

(Amendment 51)

Article 7

Communication of the contractual terms and conditions provided for in Articles 3 and 4 *may* be effected in writing or in a durable medium available and accessible to the consumer, *notwithstanding any other provision which provides that such communication may only be in writing.*

Communication of the contractual terms and conditions provided for in Articles 3 and 4 **shall** be effected in writing or, **subject to the consumer's consent**, in a durable medium available and accessible to the consumer **and in a clear and comprehensible way.**

(Amendment 25)

Article 8

1. If the financial service which is the subject of the contract is partly or totally unavailable, the supplier shall duly inform the consumer without *any undue* delay.

1. If the financial service which is the subject of the contract is partly or totally unavailable, the supplier shall duly inform the consumer without delay.

2. If the financial service is totally unavailable, the supplier shall, *without any undue delay*, reimburse any sum paid by the consumer.

2. If the financial service is totally unavailable the supplier shall, **as quickly as possible and at the latest within 14 days**, reimburse any sum paid by the consumer.

3. If the financial service is only partly available, the contract may *only* be performed with the express consent of the consumer and the supplier.

3. If the financial service is only partly available, the contract may be performed with the express consent of the consumer and supplier.

*Failing this*, the supplier shall *return to the consumer any sums paid by him.*

**In the absence of the consumer's express consent**, the supplier shall **reimburse all** sums paid by **the consumer as quickly as possible and at the latest within 14 days.**

Where the service is only partly performed, the supplier shall return to the consumer all sums relating to the part of the service which has not been performed.

Where the service is only partly performed, the supplier shall, **as quickly as possible and at the latest within 14 days**, return to the consumer all sums relating to the part of the service which has not been performed.

**3a. The Member States shall take appropriate measures to ensure that the consumer:**

- **can request the cancellation of a payment in the case of fraudulent use of his debit/credit card in transactions falling within the Directive;**
- **is reimbursed in the case of fraudulent use of the payment.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 26)

*Article 8a (new)***Article 8a**

**In the event of the consumer exercising his rights pursuant to Article 4(1) or in the cases provided for in Article 8, and in order to avoid fraudulent use of the contract, the consumer shall, without any undue delay, return to the supplier all contractual documents communicated on conclusion of the contract.**

(Amendment 27)

*Article 9*

1. Without prejudice to the legal rules of the Member States concerning the tacit *extension* of contracts, *the distance supply of unsolicited financial services to consumers shall be prohibited.*

2. Consumers shall be exempt from any obligations in cases of unsolicited supplies and the absence of a response shall not constitute consent by them.

Without prejudice to the legal provisions of the Member States on the tacit **renewal** of contracts, consumers shall be exempt from any obligations in cases of unsolicited supplies and the absence of a response shall not constitute consent by them.

(Amendments 52 and 28)

*Article 10(1) and (2), 1st subparagraph*

1. The use of automated calling systems without human intervention (automatic calling machines) or fax machines in marketing financial services at a distance may be authorised only in respect of consumers who have already given their consent.

2. Member States shall take appropriate measures to ensure that communications not solicited by consumers and made with a view to selling distance financial services by means other than those referred to in paragraph 1,

(a) *shall not be authorised if the consent of the consumer in question has not been given, or*

(b) *may only be used in the absence of express prior objection from consumers.*

1. The use of **telephones, electronic mail**, automated calling systems without human intervention (automatic calling machines) or fax machines in marketing financial services at a distance may be authorised only in respect of consumers who have already given their consent.

2. Member States shall take appropriate measures to ensure that communications not solicited by consumers and made with a view to selling distance financial services by means other than those referred to in paragraph 1 may be used only **where there is no clear objection from the consumer.**

**Member States shall lay down in their legislation that service providers shall provide efficient, free of charge, easy to access and well publicised means to allow recipients to choose not to receive unsolicited commercial communications. Member States shall ensure that the operation and enforcement of such effective opt-out systems for cross-border unsolicited communication services shall be compatible with the principles of the Treaty and shall be governed by a code of conduct at Community level to be agreed and in place within four years of this Directive coming into force.**

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TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

**Moreover, in the case of telephone communications, the identity of the supplier and the commercial purpose of the call shall be made explicitly clear at the beginning of any conversation with the consumer.**

(Amendment 29)

*Article 12(1)*

1. Member States shall ensure that adequate and effective complaints and redress procedures for the settlement of disputes between suppliers and consumers are put in place, using existing procedures where *appropriate*.

1. Member States shall ensure that adequate and effective complaints and redress procedures for the settlement of disputes between suppliers and consumers are put in place, using existing procedures where **available**.

(Amendment 30)

*Article 12(3)*

3. Member States shall *encourage* the public or private bodies established for the out-of-court settlement of disputes to cooperate in the resolution of cross-border disputes.

3. Member States shall **ensure that** the public or private bodies **or ombudsman's services** established for the out-of-court settlement of disputes cooperate in the resolution of cross-border disputes.

(Amendment 31)

*Article 12(4a) (new)*

**4a. Without prejudice to the specific provisions of the Brussels Convention governing insurance, actions brought by consumers pursuant to this Directive against any other party to the contract may be brought before the courts of the State on whose territory this party is domiciled or before the court of the State on whose territory the consumer is domiciled, whichever the consumer may choose.**

**Consumers may only be brought before the courts of the Member State on whose territory they are domiciled.**

**The rules established in the first and second subparagraphs may only be derogated from in conventions adopted after the emergence of the dispute, or conventions allowing consumers to bring actions before jurisdictions other than those referred to in the first subparagraph.**

(Amendment 34)

*Article 13a (new)*

**Article 13a**

**The private law of the Member States shall remain applicable save where this Directive explicitly provides for exceptions.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 35)

*Article 17(1), first subparagraph*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 30 June 2002 at the latest. They shall forthwith inform the Commission thereof.

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 30 June 2001 at the latest. They shall forthwith inform the Commission thereof.

(Amendment 36)

*Article 17(2a) (new)*

**2a. No later than four years after the entry into force of this Directive, the Commission shall submit a report to the European Parliament and the Council on the application of this Directive, accompanied by a proposal to revise the Directive, if appropriate.**

**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Directive concerning the distance marketing of consumer financial services and amending Council Directive 90/619/EEC and Directives 97/7/EC and 98/27/EC (COM(98)0468 — C4-0647/98 — 98/0245(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council, COM(98)0468 — 98/0245(COD) <sup>(1)</sup>,
  - having regard to Articles 189b(2) (now Article 251(2)), 57(2) (now Article 47(2)), 66(2) (now Article 55(2)), 129a and 100a (now Article 47(2)) of the EC Treaty (C4-0647/98), pursuant to which the Commission submitted its proposal,
  - having regard to Rule 58 of its Rules of Procedure,
  - whereas the proposed legal basis is inadequate and whereas reference should also be made to Article 153 of the EC Treaty,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinions of the Committee on Economic and Monetary Affairs and Industrial Policy and the Committee on Legal Affairs and Citizens' Rights (A4-0190/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act thus amended;
  4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 385, 11.12.1998, p. 10.

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## 9. Pollution by agricultural or forestry tractors \*\*\*I

A4-0128/99

**Proposal for a European Parliament and Council Directive on action to be taken against the emission of gaseous and particulate pollutants by engines intended to power agricultural or forestry tractors and amending Council Directive 74/150/EEC (COM(98)0472 – C4-0512/98 – 98/0247(COD))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 8a (new)*

**(8a) Whereas an agreement on a *modus vivendi* between the European Parliament, the Council and the Commission concerning the implementing measures for acts adopted in accordance with the procedure laid down in Article 189b of the EC Treaty was reached on 20 December 1994 <sup>(1)</sup>;**

<sup>(1)</sup> OJ C 102, 4.4.1996, p. 1.

(Amendment 2)

**ARTICLE 6**

On the basis of a proposal which the Commission shall, *if need be*, put forward by the end of 2004, the European Parliament and the Council shall decide on a further reduction in emission limit values by the end of 2006. *In its proposal, drawn up on the basis of research and cost/efficiency assessments of the application of more stringent limit values, the Commission will propose measures that are proportional and reasonable with regard to the targets set, taking account of the overall availability of techniques for controlling air-polluting emissions from engines and the incorporation of new engine systems and accessories into tractors, and of the air-quality situation.*

On the basis of a proposal which the Commission shall put forward by the end of **2002**, the European Parliament and the Council shall decide on a further reduction in emission limit values by the end of **2005**. **This proposal will be drawn up on the basis of the cost-effective attainment of Community air quality standards as laid down in Directive 96/62/EC <sup>(1)</sup> on ambient air quality assessment and management and in Directive 99/.../EC <sup>(2)</sup> on Limit Values for Sulphur Dioxide, Nitrogen Dioxide and Oxides of Nitrogen, Particulate Matter and Lead in Ambient Air, and in subsequent daughter Directives, and will be consistent with measures identified by the review of emission standards and fuel quality in Articles 3 and 4 of Directive 98/69/EC <sup>(3)</sup> relating to measures to be taken against air pollution by emissions from motor vehicles, and Articles 3 to 9 of Directive 98/70/EC <sup>(4)</sup> relating to the quality of petrol and diesel fuels.**

<sup>(1)</sup> OJ L 296, 21.11.1996, p. 55.

<sup>(2)</sup> OJ L ...

<sup>(3)</sup> OJ L 350, 28.12.1998, p. 1.

<sup>(4)</sup> OJ L 350, 28.12.1998, p. 58.

(Amendment 3)

**ARTICLE 7(3)**

3. The Commission shall be informed of any plans to introduce or change any of the tax incentives referred to in *the first paragraph sufficiently early for it to comment thereon.*

3. The Commission shall be informed of any plans to introduce or change any of the tax incentives referred to in paragraph **1 as soon as possible** to enable it to comment thereon.

(\*) OJ C 303, 2.10.1998, p. 9.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 4)

*ARTICLE 8, 2nd paragraph (new)*  
*Article 13(2) and (3) (Directive 74/150/EEC)*

**In Article 13, paragraphs 2 and 3 are replaced by the following:**

**‘2. The representative of the Commission shall submit to the Committee a draft of the measures to be adopted. The Committee shall deliver its opinion on the draft within a time limit set by the Chairman having regard to the urgency of the matter, if necessary by taking a vote.**

**3. The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.**

**3a. The Commission shall take the utmost account of the opinion delivered by the Committee. It shall inform the Committee of the manner in which its opinion has been taken into account.’**

**Legislative resolution embodying Parliament’s opinion on the proposal for a European Parliament and Council Directive on action to be taken against the emission of gaseous and particulate pollutants by engines intended to power agricultural or forestry tractors and amending Council Directive 74/150/EEC (COM(98)0472 – C4-0512/98 – 98/0247(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council, COM(98)0472 – 98/0247(COD) <sup>(1)</sup>,
- having regard to Articles 189b (now 251)(2) and 100a (now 95) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C4-0512/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on the Environment, Public Health and Consumer Protection (A4-0128/99),

1. Approves the Commission proposal, subject to Parliament’s amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament’s amendments and definitively adopt the act thus amended;
4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 303, 2.10.1998, p. 9.

Wednesday 5 May 1999

## 10. Civil protection \*

A4-0124/99

### Proposal for a Council Decision establishing a Community action programme in the field of civil protection (COM(98)0768 – C4-0072/99 – 98/0354 (CNS))

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

#### (Amendment 1)

##### *Recital 1*

Whereas the actions taken by the Community in this field since 1985 *have made* it possible progressively to develop cooperation between the Member States; whereas the resolutions adopted since 1987 and the Council Decision of 19 December 1997 establishing a Community Action Programme in the field of Civil Protection constitutes the basis for this cooperation;

Whereas **it is necessary to continue and step up** the actions taken by the Community in this field since 1985 **to make** it possible progressively to develop **greater and more effective and progressive** cooperation between the Member States; whereas the resolutions adopted since 1987 and the Council Decision of 19 December 1997 establishing a Community Action Programme in the field of Civil Protection constitutes the basis for this cooperation;

#### (Amendment 2)

##### *Recital 2*

Whereas the individual actions undertaken by the Community to implement the programme contribute to the protection of persons, environment and property in the event of natural and technological disasters;

Whereas the individual actions undertaken by the Community to implement the programme contribute to the protection of persons, environment and property in the event of natural and technological disasters, **and a more intelligent relationship with nature, which in future may make it possible to prevent many disasters, including floods;**

#### (Amendment 3)

##### *Recital 4*

Whereas the Community Action Programme will continue to help to develop cooperation in this field more effectively; whereas the programme should be based to a large extent on experience already gained in this field;

Whereas the Community Action Programme will continue to help to develop cooperation in this field more effectively; whereas the programme should be based to a large extent on experience already gained in this field **and continue to develop this experience;**

#### (Amendment 4)

##### *Recital 5*

Whereas, in accordance with the principle of subsidiarity, Community cooperation supports and supplements national policies in the field of Civil Protection in order to make them more effective; whereas pooling of experience and mutual assistance will help to reduce the loss of human life, injuries and economic and environmental damage throughout the Community;

Whereas, in accordance with the principle of subsidiarity, Community cooperation supports and supplements national policies in the field of Civil Protection in order to make them more effective; whereas pooling of experience and mutual assistance will help to reduce the loss of human life, injuries, **material damage** and economic and environmental damage throughout the Community, **making the objectives of social cohesion, solidarity and European citizenship more tangible;**

(\*) OJ C 28, 3.2.1999, p. 29.



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 5)

*Recital 5a (new)*

**Whereas the isolated and ultraperipheral regions of the Union have special characteristics because of their geography, terrain and social and economic conditions which have an adverse effect and make it difficult to deliver aid and means of assistance in the event of major danger;**

(Amendment 6)

*Recital 5b (new)*

**Whereas disasters and emergency situations in neighbouring third countries affect the Member States and vice-versa, and actions are needed to improve the cooperation with neighbouring countries participating in the PHARE, the TACIS and the MEDA programmes;**

(Amendment 7)

*Recital 5c (new)*

**Whereas those countries should normally themselves meet the costs arising from their participation, the Community may, for specific cases, decide to supplement the national contribution of the country concerned in the framework of the PHARE, the TACIS and the MEDA programme;**

(Amendment 8)

*Recital 5d (new)*

**Whereas receipts from third countries are resources pre-allocated to the programme and are entered in the corresponding expenditure item;**

(Amendment 9)

*Recital 8*

Whereas it is also important to undertake action targeted at the general public so as to help European citizens to protect themselves more effectively;

Whereas it is also important to undertake action targeted at the general public so as to help European citizens to protect themselves more effectively, **realise that this task is a shared responsibility and be made aware of health and environmental protection problems;**

(Amendment 10)

*Article 1(1)*

1. A Community action programme in the field of Civil Protection (hereinafter called 'the programme') is hereby established for the period 1 January 2000 to 31 December 2004.

1. A Community action programme in the field of Civil Protection, **including environmental emergencies** (hereinafter called 'the programme') is hereby established for the period 1 January 2000 to 31 December 2004.

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TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 11)

*Article 1(2)*

2. The programme is intended to support *and* supplement Member States' efforts at national, regional and local levels for the protection of persons, environment and property in the event of natural and technological disasters. The aim is also to facilitate cooperation and mutual assistance between Member States in this field.

2. The programme is intended to support, supplement **and step up** Member States' efforts at national, **supra-regional**, regional and local levels for the **prevention and** protection of persons, environment and property in the event of **danger or actual** natural and technological disasters. The aim is also to facilitate cooperation, **exchange of experience** and mutual assistance between Member States in this field.

(Amendment 12)

*Article 1(2a) (new)*

**2a. Neighbouring countries participating in the PHARE, the TACIS and the MEDA programmes may participate in the actions implemented under the programme. Community cofinancing may be provided under the relevant provisions of the PHARE, the TACIS and the MEDA Regulations.**

(Amendment 13)

*Article 1(2b) (new)*

**2b. The annual breakdown of appropriations dedicated to the cofinancing of this programme by these countries is published in section III, part B, annex IV of the general budget.**

(Amendment 14)

*Article 3(2)(b) and (c)*

(b) contribution to increasing the degree of preparedness of those involved in Civil Protection in the Member States, in order to increase their ability to respond to an emergency;

(b) contribution to increasing the degree of preparedness of those **primarily responsible for and most directly** involved in Civil Protection **at all levels** in the Member States, in order to increase their ability to respond to an emergency;

**(ba) detecting and studying the immediate and underlying causes of disasters and publishing the conclusions of such a study**

(c) contribution to improving techniques and methods of response and rehabilitation after emergencies;

(c) contribution to improving **the means and methods of forecasting**, techniques and **procedures** of response and rehabilitation after emergencies, **by means of pilot projects**;

(Amendment 15)

*Article 3(4)*

4. Where relevant, actions under the present programme shall seek to contribute to the integration of civil protection objectives in other Community and Member States policies and actions.

4. Where relevant, actions under the present programme shall seek to contribute to the integration of civil protection objectives in other Community and Member States policies and actions, **particularly when the environmental impact of installations and activities is being assessed.**

Wednesday 5 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 16)

*Article 4, 2nd to 5th paragraphs*

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft, within a time limit which the chairman may lay down according to the urgency of the matter, if necessary by taking a vote.

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall take the utmost account of the opinion delivered by the committee and shall inform the committee of the manner in which its opinion has been taken into account.

The Commission may also refer other matters relating to civil protection to the advisory committee.

The representative of the Commission shall submit to the committee a draft of the **general** measures to be taken. The committee shall deliver its opinion on the draft, within a time limit which the chairman may lay down according to the urgency of the matter, if necessary by taking a vote.

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall take the utmost account of the opinion delivered by the committee and shall inform the committee of the manner in which its opinion has been taken into account **in accordance with the procedure laid down in the preceding paragraphs.**

The Commission may also refer other matters relating to civil protection to the advisory committee.

**The Committee shall meet in public. It shall publish agendas two weeks in advance of its meetings. It shall publish minutes of its meetings. It shall establish a public register of declarations of interest by its members.**

(Amendment 17)

*Annex (A), action column, introduction*

Major projects of general interest for all Member States or a number of them and involving a process for enhancing Civil Protection capabilities for dealing with disasters in certain significant aspects, such as:

Major projects of general interest for all Member States or a number of them **or for any Member State and any country of Central and Eastern Europe and/or for any Member State and any Mediterranean country**, and involving a process for enhancing Civil Protection capabilities for dealing with disasters in certain significant aspects, such as:

(Amendment 18)

*Annex (B), action column (1), introduction*

Organisation of workshops or training courses bringing together high-level experts, technical specialists and technicians from the Member States permitting, within each discipline, the mutual sharing of experience by means of discussions in specific terms of their methods, techniques and means with a view to:

Organisation of workshops or training courses bringing together high-level experts, technical specialists and technicians from the Member States, **at local, regional or supranational level**, permitting, within each discipline, the **comprehensive** mutual sharing of experience by means of discussions in specific terms of their methods, techniques and means with a view to:

(Amendment 19)

*Annex (B), action column (2), 1st subparagraph*

Organization of the secondment of experts to the emergency services of another Member State in order to allow the experts to gain experience or appraise different techniques used or to study the approaches taken within other emergency services or other relevant bodies.

Organization of the secondment of experts to the emergency services of another Member State in order to allow the experts to gain experience or appraise different techniques used or to study the approaches taken within other emergency services or other relevant bodies, **such as non-governmental organizations with specialist expertise in emergency operation.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 20)

*Annex (C)(1)*

Projects designed to increase the capacity for and speed of response in the initial stages of crises in the different regions of Member States. These projects are aimed mainly at improving means, techniques and procedures also in the isolated and ultraperipheral regions. Their scope should be such as to interest all or several Member States and it is intended to give them the maximum dissemination and demonstration throughout the Union for their *implementation*.

The greatest possible encouragement should be given to multinational projects.

Maximum Community financial contribution: 50% of the total cost of each pilot project, with a ceiling of ECU 200 000 for each project.

Projects designed to increase the capacity for and speed of response in the initial stages of crises in the different regions of Member States. These projects are aimed mainly at improving means, techniques and procedures also in the isolated and ultraperipheral regions. Their scope should be such as to interest all or several Member States **or any of them and any country of Central and Eastern Europe or the Mediterranean**, and it is intended to give them the maximum dissemination and demonstration throughout the Union for their **application**.

The greatest possible encouragement should be given to multinational projects.

Maximum Community financial contribution: 50% of the total cost of each pilot project **except for the isolated and outermost regions for which the proportion may be up to 100%**, with a ceiling of ECU 200 000 for each project.

(Amendment 21)

*Annex (C), action column (3)*

Conferences and other Civil Protection events which are open to a large audience, and involving several Member States.

Conferences and other Civil Protection events which are open to a large audience, and involving several Member States **or any Member State and any country of Central and Eastern Europe or the Mediterranean**.

(Amendment 22)

*Annex (C), action column (4)*

Distribution of information, publications and production of exhibition material on the Community co-operation in the field of Civil Protection. Other actions aiming to a better appreciation of the results of the civil protection activities, such as statistics, economic analysis. *Evaluation of the programme*.

Distribution of information, publications and production of exhibition material on the Community co-operation in the field of Civil Protection. Other actions aiming to a better appreciation of the results of the civil protection activities, such as statistics, economic analysis, **as well as participation in other exhibitions and events for the distribution of material which devote particular attention to prevention, the importance of conserving natural resources, the implementation of safety standards, raising the alarm in potentially dangerous situations, rescue plans and emergency situations**.

(Amendment 23)

*Annex (D), action column*

Mobilisation of expertise to intervene in the event of an emergency situation to reinforce the system set-up by the authorities of a Member State or a third country facing natural *or* technological disasters.

Mobilisation of expertise to intervene in the event of an emergency situation to reinforce the system set-up by the authorities **and the NGOs** of a Member State or a third country facing natural, technological or **environmental** disasters.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Decision establishing a Community action programme in the field of civil protection (COM(98)0768 – C4-0072/99 – 98/0354(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council (COM(98)0768 – 98/0354(CNS))<sup>(1)</sup>,
  - having been consulted by the Council pursuant to Article 235 (now Article 308) of the EC Treaty (C4-0072/99),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on the Environment, Public Health and Consumer Protection and the opinion of the Committee on Budgets (A4-0124/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Instructs its President to forward this opinion to the Council and Commission.

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<sup>(1)</sup> OJ C 28, 3.2.1999, p. 29.

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## **11. Dispute between the European Union and the United States**

**B4-0430, 0431, 0433 and 0435/99**

**Resolution on the Transatlantic Economic Partnership and EU/US trade disputes, especially hormones, bananas and hushkits**

*The European Parliament,*

- having regard to the New Transatlantic Declaration Agenda (NTA) adopted in Madrid on 3 December 1995, and to the accompanying Joint EU-US Action Plan,
- having regard to the results of the EU/US Summits of 16 December 1996, 28 May and 5 December 1997, 18 May and 18 December 1998 and to the preceding Senior Level Group reports,
- having regard to the WTO panel reports of 18 August 1997 on EC measures concerning meat and meat products (hormones)<sup>(1)</sup>, as well as the findings of the WTO Appellate Body on both complaints<sup>(2)</sup>,
- having regard to the WTO panel report of 12 April 1999 on the EU regime for importation, sale and distribution of bananas,
- having regard to the 'Understanding on Rules and Procedures governing the Settlement of Disputes' annexed to the final act embodying the results of the Uruguay Round of Multilateral Trade Negotiations,
- having regard to the Commission proposal for a regulation on modified subsonic civil aircraft (COM(98)0098),

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<sup>(1)</sup> WT/DS26/R/USA on the complaint by the US and WT/DS48/R/CAN on the complaint by Canada.

<sup>(2)</sup> WT/DS26/AB/R and WT/DS48/AB/R, adopted by the Dispute Settlement Body on 13.2.1998.

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- having regard to its resolutions of 18 November 1998 on the 'Transatlantic Economic Partnership' between the European Union and the United States <sup>(1)</sup> and 11 February 1999 on the banana regime dispute with the US <sup>(2)</sup>,

#### *On the Transatlantic Economic Partnership*

1. Deeply regrets that the disputes between the United States and the European Union have not been resolved in the framework of the privileged relationship between them, and that these disputes had to be taken to the WTO Dispute Settlement Body;
2. Points out that trade disputes only involve an unsubstantial part (around 2%) of transatlantic economic relations and should not overshadow the positive aspects of this relationship;
3. Stresses the importance of rapid progress in implementing the new approaches defined in the TEP statement and Action Plan; recalls that the EU and US, on the basis of this last document, are committed 'to reinforce efforts to resolve bilateral trade issues and disputes' as part of the confidence-building process foreseen in the New Transatlantic Agenda of 1995';
4. Recalls its abovementioned resolution of 18 November 1998, which considered, in view of the new WTO negotiations, that common EU/US approaches should be sought, involving in particular specific dialogue on dispute settlement, general standstill, implementation of WTO agreements, services, agriculture, trade facilitation, industrial tariffs, technical barriers to trade, intellectual property, investment, competition, government procurement, trade and environment, accession to the WTO, developing countries, electronic commerce and core labour standards, without prejudicing the outcome of forthcoming negotiations with all WTO members;
5. Considers that, in particular in the light of the recent disputes, clarification of DSU procedures, both in the EU/US bilateral context and in the framework of the new WTO Round, constitutes an essential priority;
6. Draws attention to the fact that on both sides of the Atlantic certain sensitive and traditional consumer interests and preferences, including cultural and social elements, play a significant role and should be taken into consideration by new multilateral trade regulations; furthermore calls on the Commission to introduce core labour standards and ecological minimum standards into the WTO negotiations;
7. Asks the Commission to draw up a review of the results of the TEP Action Plan, especially with regard to the proposed 'early warning system' in the field of food safety;
8. Calls on the Commission to prepare a working conference on food and health issues with the participation of the political bodies and the scientific community on both sides of the Atlantic;
9. Calls on the Commission to speed up the studies under way into the possibility of establishing an indemnity system, by means of a compensation fund, for EU businesses affected by trade disputes in other sectors of the economy which are unrelated to their activities, and to propose that the Council and Parliament take specific steps to that end;
10. Insists on the need to enhance considerably interparliamentary cooperation between Parliament and the US Congress, building on the experience of the present EP/US interparliamentary delegation and the Transatlantic Legislative Dialogue, which includes increased contacts between the relevant parliamentary committees;
11. Stresses that retroactive application of the US sanctions is illegal, and supports the actions of the Commission which is continuing proceedings within the WTO against the US for the latter's unilateral decisions to impose sanctions and against Section 301 of the US trade law;

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 94.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 19.

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12. Stresses therefore that Parliament will need to be involved, through appropriate procedures, in the preparation of the June 1999 EU/US Summit and in particular receive adequate information on the preparatory meeting of the Senior Level Group;

*With regard to the hormones dispute*

13. Notes that the Commission has set out, in its Communication on WTO decisions regarding the EC hormones ban, the possible options for interim measures to be taken for the period between 13 May 1999 and the moment when a final decision can be taken on the basis of the risk assessment studies;

14. Stresses the key principles which should underpin any acceptable solution to the problem:

- highest possible level of food security for European consumers,
- fulfilment by the EU of its international obligations under the WTO;

15. Calls for complete transparency and disclosure of scientific deliberation in the framework of the WTO including the transmission of all information available to the Commission and the Federal Drug Administration; insists, given the unsatisfactory results of the tests on imported meat, on strict adherence to European legislation and a countercheck of the American control system;

16. Calls on the Commission to maintain the ban on hormone-treated meat and strongly opposes the introduction of a labelling scheme to solve the present problem as it does not ensure adequate consumer information, in particular with regard to processed food;

17. Stresses that the precautionary principle is a central element of policies in the food and health sector and that the EU has the right to establish its health protection at the highest possible level;

18. Considers that the Commission should enter discussions with the plaintiffs to explore the feasibility of compensation under Article 22 of the WTO Dispute Settlement Understanding; is of the opinion that such compensation should in any case be reexamined in the light of the final results of the risk assessment studies now being conducted and should not prejudice the final decision to be taken;

19. Considers that the implementation of the MRAs should take due account of those parties who, on the basis of sound scientific evidence, have real concern about the implications for public health and consumer protection;

*With regard to the banana regime dispute*

20. Notes that, on 19 April 1999, the WTO Dispute Settlement Body authorised US sanctions ('withdrawal of concessions') in the EU banana regime case; maintains however that the US does not have the right to apply these sanctions retroactively, and that the 'withholding of liquidation' implemented by the US on 3 March 1999 is a unilateral act which the EU has legitimately challenged in the WTO;

21. Asks the Commission to submit, as soon as possible, an evaluation of options for revising the EU banana regime, in order to take into account the WTO findings; such an evaluation should examine in particular the options mentioned in the panel report and their compatibility with the Common Agricultural Policy, taking into account all options available within the WTO;

22. Stresses that the EU must continue to fulfil its commitments to its ACP partners under the Lomé Convention as well as to its outermost regions; points out that the panel report has recognised that the EU is entitled to afford preferential treatment to its ACP partners;

23. Insists on the fact that the current ACP-EU banana regime has to be understood as part of, and an instrument for, EU development policies;

24. Considers that the EU will have to be careful, when choosing a new type of banana import regime, to ensure that the economies of its remote banana producing regions and the ACP states, which are heavily dependent on exporting to the Community market, are not affected and that the interests of those banana producers are safeguarded as far as possible;

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*With regard to hushkits (aircraft noise)*

25. Stresses the importance of the EU's efforts to improve the environmental performance of aircraft in terms of noise reduction, fuel efficiency and pollution, in particular proposal for a Regulation COM(98)0098, which was approved by Parliament on 10 February 1999 <sup>(1)</sup>; considers that the densely populated regions of the EU pose specific problems in this respect;

26. Points to the fact that the EU measure is not discriminatory and that current ICAO noise certification standards, which have not been updated since 1977, need urgently to be revised;

27. Is deeply dissatisfied with the way in which the decision to delay the entry into force of the hushkits directive was taken by the Council without consulting Parliament, and points out that this should in no way form a precedent for future legislative procedure;

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28. Instructs its President to forward this resolution to the Commission, the Council, the governments of the Member States and the Congress and Administration of the United States of America.

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 2.

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## **12. European Union's role in the world – Common strategy towards Russia**

### **(a) A4-0242/99**

#### **Resolution on the role of the Union in the world: Implementation of the common foreign and security policy for 1998**

*The European Parliament,*

- having regard to Article 21 (former Article J.11) of the Treaty on European Union,
  - having regard to the Interinstitutional Agreement between the European Parliament, the Council and the Commission on provisions regarding financing of the Common Foreign and Security Policy <sup>(1)</sup>,
  - having regard to Rules 92(4) and 148 of its Rules of Procedure,
  - having regard to its resolution of 28 May 1998 on last year's annual report on progress in implementing the common foreign and security policy (January 1997 to April 1998) <sup>(2)</sup>,
  - having regard to the Council document presented to Parliament on 3 May 1999 on the main aspects and basic choices of the CFSP (7051/99 – C4-0213/99),
  - having regard to the report of the Committee on Foreign Affairs, Security and Defence Policy and the opinion of the Committee on Development and Cooperation (A4-0242/99),
- A. whereas, in accordance with Article 21 (former Article J.11), second paragraph, of the Treaty on European Union, Parliament is required to hold an annual debate on progress in implementing the common foreign and security policy,

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<sup>(1)</sup> OJ C 286, 22.9.1997, p. 80.

<sup>(2)</sup> OJ C 195, 22.6.1998, p. 35.



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- B. having regard to the objectives of that policy as set out in Article 11 (former Article J.1) of the Treaty on European Union, to the provisions of Article 3 relating to the consistency of the Union's external activities as a whole, and to the responsibility of the Council and Commission for this broad area,
- C. having regard to the use which the European Council and the Council have made of the tools provided in the TEU, especially joint actions and common positions, and the provisions of Article 17(1) (former Article J.7(1)) on the future common security policy,
- D. noting that the real instruments of the CFSP, joint actions and common positions, are increasingly used with regard to conflict areas, which was illustrated by the fact that out of the 22 common positions one third of them introduced sanctions against the Republic of Yugoslavia (Serbia) and half of the 20 joint actions concerned ex-Yugoslavia or Albania,
- E. noting with satisfaction that with the introduction of the Euro on 1 January 1999 the EU will be a global actor in monetary terms,
- F. regretting, however, that, from the point of view of the common foreign, security and defence policy, Europe's role does not match its economic role,
- G. recalling the obligation in Article 11 (former Article J.1) of the Treaty for the external relations of the EU to be consistent with the values on which the EU itself has been founded with a view to consolidating democracy, enhancing respect for human and minority rights and promoting the rule of law,
- H. whereas the entry into force of the Treaty of Amsterdam forces at present all three Institutions, Commission, Council and Parliament, to undertake reform efforts to adapt their internal organisation, working methods and decision-making mechanisms to the new treaty,
- I. whereas it must constantly review its own role and conduct with regard to the CFSP in order to strengthen its powers of proposal and increase democratic control over the CFSP,
- J. whereas the Union should take particular interest in crisis and conflict prevention in developing countries,
- K. whereas it will be for the European Parliament, together with the national Parliaments, to ensure the involvement of the European public in increasingly difficult decisions taken by the EU in the event of humanitarian missions, crisis management and the maintenance of peace and to provide for appropriate democratic legitimisation of action taken under the foreign and security policy,

#### ***Trends in CFSP in 1998/99***

1. Considers the creation of an effectively functioning CFSP, in the year which sees the birth of the Euro, as an essential element in the maintenance of both transatlantic and global stability with a view to enhancing the political profile of the EU and increasing its responsibilities in the world;
2. Notes a certain trend that European governments seem to be increasingly willing to shoulder their political responsibility for peace and security on the European continent;
3. Believes that the EU's response last year to the crisis in Russia, to the stalemate in the Middle East peace process and to the conflict in Kosovo was inadequate and calls on the Council to make a concerted effort to adopt clear policies and play a more active role;
4. Welcomes the progress in the enlargement process and the beginning of the accession negotiations with five countries from Central and Eastern Europe and with Cyprus; considers eastward enlargement as part of an overall European approach to maintaining peace by preventing instability beyond the borders of today's EU;
5. Considers that the EU must also develop cooperation, both political and economic, with the Central and Eastern European countries which have not yet applied to join the Union, notably with the countries of South-East Europe;

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6. Welcomes, from this point of view, the fact that the Council has finally realised the importance of speeding up the process of integrating the Former Yugoslav Republic of Macedonia into the European Union and therefore calls on the Council to conclude the association agreement without delay and to remove all obstacles (both formal and informal) to FYROM's full membership of the European Union;
7. Congratulates the Albanian Government under Prime Minister Pandeli Majko on its achievements to date both in stabilising and bringing peace to Albania and in offering shelter to persons expelled from Kosovo; and calls on the Council and Commission immediately to launch a genuine Marshall Plan for Albania and open negotiations with a view to concluding an EU-Albania association agreement;
8. Welcomes in this context the reactivation of Malta's application for membership and the positive response given by the Commission in its updated opinion;
9. Regrets that in 1998 armed conflicts, wars and civil wars broke out, or persisted, in a number of developing countries, negating or hampering the EU's efforts in the development aid sphere in many cases; regrets, therefore, the limited impact of the EU's CFSP;

### *Strategic Questions*

10. Encourages Council to prepare the four Common Strategies on Russia, the Ukraine, the Mediterranean region and the western Balkans — as agreed by the Vienna Council in December 1998 — as soon as possible for adoption by the European Council;
11. Considers the new instrument of Common Strategies as a useful framework to find strategic answers towards the crises in its near neighbourhood, and to increase the Union's efficiency by permitting decisions to be taken by majority voting;
12. Insists on being consulted by Council on the contents of the Common Strategies and proposes that its President present Parliament's recommendations to the European Council;
13. Considers that the Common Strategies must reflect the Union's common interests, be comprehensive by covering pillar II measures as well as those under pillar I and III, and therefore clearly define an added value;
14. Considers with regard to Russia that the Common Strategy should be based on a recognition that the EU has much to gain from stable political conditions, economic growth and improving living conditions in Russia, and much to lose by the fading of the state;
15. Stresses that the Common Strategy must reach beyond the existing Partnership and Cooperation Agreement and the TACIS programme by building into the strategic relationship with Russia fundamental values of the Union like democracy and human and minorities rights and the principle of friendly relations with neighbouring countries;
16. Stresses with regard to the western Balkans that a lasting peace settlement for the Kosovo conflict will only be found within the framework of a regional concept that leads to a stability pact within which all the territorial controversies and minority problems can be addressed;
17. Stresses that the establishment of democracy in Serbia is essential if there is to be stability throughout the region;
18. Strongly criticises Council for the lack of any adequate initiative from the European Union on Kosovo before the outbreak of military hostilities in spring 1998 although Parliament had already in January 1998 drawn the attention to the dangerous dimension of the conflict and had pleaded for confidence-building measures under the auspices of the EU, which might have prevented the further escalation of the conflict and the high humanitarian and economic costs which the conflicting parties as well as the EU Member States now have and will have to pay in the future;
19. Acknowledges, however, the recent European efforts at the level of the EU and of the Contact Group to reach a negotiated peace agreement on Kosovo;

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20. Regrets the fact that, on account of Milosevic's radical opposition, the political negotiation efforts have not been able to prevent the use of force; considers that military intervention, which was approved by all the EU Member States, was therefore unavoidable as a means of ending the process of ethnic cleansing pursued by Milosevic and of securing the acceptance of a lasting settlement to the conflict;
21. Points out that the situation in Bosnia-Herzegovina has shown no real improvement and that the role of the UN High Representative is becoming more and more crucial to get institutions functioning properly; underlines the necessity of a more direct presence of the EU;
22. Urges the Commission to press ahead with the establishment and financing of the Democracy Foundation for Bosnia-Herzegovina project as proposed by the European Parliament in order to strengthen civil society, support democratic institutions and enhance the EU profile in the region;
23. Stresses with regard to the Mediterranean region that the strategic relationship which was created by the Barcelona Process can only be further developed if the deadlock of the Middle-East Peace Process is overcome; therefore calls for the EU to play a stronger political role in the search for a settlement and urges the Israeli Government to implement the Wye River Memorandum without adding new unilateral conditions; recognizes the right of the Palestinian Authority (according to the Oslo Agreement) to declare independence but urges it to refrain from unilateral acts that could endanger the continuation of the peace process;
24. Recognises the strategic importance of the relations between the EU and Turkey; deplores the fact, however, that since the European Council of Cardiff in June 1998 and despite the proposals of the Commission on a strategy for the development of the relations between Turkey and the EU, there has been no progress;
25. Believes that recent events in connection with the arrest of Abdullah Öcalan have demonstrated that the Kurdish question in Turkey has an international dimension;
26. Welcomes the forthcoming European Union-Latin America and Caribbean Summit of Heads of State and Government, to be held in Rio in June; calls on the Council and the Commission to ensure that this historic opportunity is used as a means of placing the relations between the two geographical areas in a global perspective and of establishing a bi-regional political agenda which includes a strengthening of the political dialogue, the development and strengthening of a major trade and economic association and greater cooperation in areas such as education, culture, environmental protection, the fight against corruption and organised crime, external debt and the protection of human rights;
27. Calls on Council to link the CFSP to the instruments of development policy in an integrated approach to the benefit of the developing countries;

#### ***Human Rights and Democracy Building***

28. Believes that in the age of globalisation, human rights have political and economic importance, above and beyond the humanitarian aspect, and that the development of free markets can only endure if it is an integrated part of a wide culture of freedom based on human rights, the separation of powers, the rule of law, democratic parties, independent unions, a free press and a critical public; therefore urges Council to work together with Parliament to strengthening the EU's human rights and democracy profile;
29. Notes that in order to gain maximum strength and credibility, the EU's policy for the promotion of human rights and democracy must be applied in a consistent way to different countries, be they big or small, powerful or weak; calls for human rights clauses in EU agreements with third countries actually to be invoked when there are persistent human rights abuses, as has not been the case in the past;
30. Considers it imperative that the EU, as well as its individual Member States, resist threats by third countries to respond to possible criticisms regarding their human rights record by retaliating against exporters or by raising obstacles to investors and favouring competitors from other states;

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31. Considers that the promotion of human rights and democracy, whether pursued by discreet diplomacy or openly, should continuously be reviewed in the light of the results obtained; therefore looks forward to receiving from Council the first annual EU human rights report announced by the German Presidency;

32. Believes, in the light of the resolutions on abolition of the death penalty adopted by the United Nations Commission on Human Rights in 1997 and 1998 and the fact that the number of countries supporting abolition has risen substantially in the last ten years, that the ground has been prepared to an extent sufficient to enable the Union to sponsor an initiative at the next UN General Assembly session with a view to declaring a universal moratorium on capital executions;

33. Applauds the role of the Union and in particular Italy, which hosted the diplomatic conference that set up the International Criminal Court, and calls on the Member States to ratify the Court's Statute as quickly as possible;

34. Calls on the Council and the Commission to prepare, annually, a report on human rights in countries with which the EU has agreements, as suggested in the declaration by the European Council in Vienna on 10 December 1998;

35. Welcomes Council's common position of 25 May 1998 concerning human rights, democratic principles, the rule of law and good governance in Africa and emphasises in this context its explicit recognition of each country's right to adopt its own constitutional and administrative rules to reflect its history, its culture and its ethnic and social conditions;

#### *Towards a European Security Identity*

36. Supports the efforts of the EU to develop its own capabilities for military crisis management in the scope of the Petersberg tasks whenever the EU/WEU see a need for action and the North American partners do not wish to be involved;

37. Urges Council to use the new momentum for the creation of a European Security Identity as given by the British initiative in Pörschach and the Franco-British declaration of Saint Malo; considers that the future position of the WEU should be clarified quickly;

38. Supports the initiative of its Committee on Foreign Affairs, Security and Defence Policy to hold joint meetings with the Political Committee of the WEU Assembly, as it did on 17 March 1999, and encourages to intensify its relations with the North Atlantic Assembly and its Standing Committees;

39. Requests the Council and Commission to produce, before the end of 1999, the feasibility study on the European Civilian Peace Corps which was asked for by Parliament in its Recommendation to Council of 10 January 1999 <sup>(1)</sup>;

#### *The European Silence*

40. Considers it necessary that the CFSP develops from a largely ad hoc cooperation between Member States on specific issues towards a comprehensive foreign and security policy for the Union with strategic objectives, which presupposes that the EU will not be silent when it comes to conflicts that concern European interests and values that the EU is committed to defend;

41. Calls for renewed attempts by the EU to help bring an end to the gruesome conflict in Algeria in connection, in particular, with the ongoing negotiations on the Euro-Mediterranean Association agreement;

42. Regrets that the Member States failed to forge a common approach to the crisis caused by Iraq's non-cooperation with the UN weapon inspectors, and invites the Council to define a common position on Iraq;

43. Considers that the EU should respond more actively to the recent successes scored by more moderate forces within the political establishment in Iran and to the increased sense of responsibility with which Iran is already acting on the international scene;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

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44. Calls for a substantial EU contribution, alongside those already promised by Portugal and Australia, to the attempts at bringing the Indonesian occupation of East Timor to an end without the eruption of further violence, notably through political dialogue and funding for projects geared at facilitating the emergence of a new and viable political, social and economic order in East Timor;

#### *Interinstitutional Relations after Amsterdam*

45. Regrets that the Presidency for Council in the second year running failed to present in time to Parliament its annual report on the main aspects and basic choices of the CFSP, including the financial consequences for the Communities' budget, as it is committed to do by the Protocol to Article 21 (former Article J.11) of the Treaty on European Union;

46. Considers it necessary, in view of the entry into force of the Treaty of Amsterdam — in particular Articles 12, 17 and 28 (former Articles J.2, J.7 and J.18) of the Treaty on European Union, to reconsider the financing of the CFSP, especially with regard to measures related to the Common Strategies, the Petersberg tasks and the inclusion of the ECMM (European Community Monitoring Mission) into the Community Budget;

47. Notes that while the treaty obligations of Article 21 (former Article J.11) to keep Parliament fully informed on the development of the Union's foreign and security policy have been fulfilled more or less satisfactorily by the Commission, the same cannot be said about Council and the Presidency which did not make any recognisable effort to build up a fruitful relationship with Parliament on a continuous basis;

48. Hopes that with the appointment of the High Representative of the CFSP the Union's visibility and its ability to take action in the foreign policy field will improve, which presupposes, however, that the person appointed carries political weight and is able to assert himself or herself;

49. Expects that the future High Representative will develop a permanent and structured working relationship with Parliament and will inform it at least on a quarterly basis on topical issues of the CFSP;

50. Insists on a confirmation hearing of the Foreign Affairs Committee prior to the take up of formal duties of the High Representative; considers such a hearing as a precondition for developing a close and constructive relationship between Parliament and the High Representative;

51. Considers that with the objective of developing closer links with all foreign policy actors of the executive the same procedure should be applied with regard to the nomination of the Special Envoys of the Union and of important Heads of delegations or EU ambassadors as already done by the Foreign Affairs Committee in the case of the new Head of Delegation in Sarajevo in June 1998;

52. Reiterates its proposal in last year's report to create a genuine common European diplomacy, transforming the Commission representation into proper diplomatic representation of the Union in those countries where the majority of Member States are not fully represented;

53. Suggests in preparation for such a common European diplomacy the establishment of a 'College of Diplomacy' of the European Union;

54. Hopes that the newly established 'Policy Planning and Early Warning Unit' of Council which is to help identify crises in Europe at an early stage and, where necessary, manage them more resolutely and effectively, will ensure the consistency and coherence of the CFSP as referred to in the Treaty in Article 13 (former Article J.3);

55. Suggests to Council and its General Secretary/High Representative to create a link between the 'Policy Planning and Early Warning Unit' of Council and the 'Conflict Prevention Network' (CPN), which will strengthen the independence of CPN's expertise;

56. Acknowledges the useful contribution of the CPN, whose analyses, studies and briefings papers are jointly used by Parliament and the Commission, to increasing Parliament's own analytical and planning capacities;

57. Acknowledges the necessity of a long-term perspective for CPN and recommends the provision of adequate financial means for CPN within the annual budget procedure in order to guarantee the necessary resources to meet the growing demands of Parliament;

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58. Intends to make better use of its instrument of recommendations to Council especially in cases of urgency; suggests to this end simplifying its own internal procedures;
59. Recommends that urgencies should also be on the agenda for the plenary sessions in Brussels and not only be dealt with in Strasbourg;
60. Recommends that its Bureau and its General Secretary ensure a closer cooperation between the Foreign Affairs Committee and Parliament's Delegations at political as well as at administrative level;
61. Recommends as well that, with full respect for their mutual independence, the strongest possible communication and cooperation should exist between the Committee on Foreign Affairs, Security and Defence Policy and the Committee on Development and Cooperation;
62. Therefore points out that the easiest way to improve such cooperation would be to harmonize the administrations of both committees at the beginning of the next parliamentary term;
63. Recommends the examination of all possibilities for improving the relations between Committee work, Plenary and Topical and Urgent Debates in order to increase Parliament's visibility and its foreign policy profile;

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64. Instructs its President to forward this resolution to the Council and the Commission as well as to the Governments and Parliaments of EU Member States.

**(b) A4-0219/99**

**Recommendation of the European Parliament to the Council concerning the common strategy towards the Russian Federation**

*The European Parliament,*

- having regard to the proposal for a recommendation to the Council tabled by Mr Spencer and 32 others on the common strategy towards the Russian Federation (B4-0321/99),
- having regard to Articles 13 and 21 of the Treaty on European Union,
- having regard to Rule 46(3) of its Rules of Procedure,
- having regard to its assent of 30 November 1995 on the proposal for a Council and Commission Decision on the conclusion of an Agreement on Partnership and Cooperation between the European Communities, of the one part, and the Russian Federation, of the other part (COM(94)0257 — 7630/94 — C4-0191/95 — 6101/95 — C4-0358/95 — 95/0151(AVC) <sup>(1)</sup>, and the agreement itself,
- having regard to its resolution of 2 April 1998 on the Commission communication 'The future of relations between the European Union and Russia' and the action plan 'The European Union and Russia: the future relationship' (COM(95)0223 — C4-0217/95 — 6440/96 — C4-0415/96) <sup>(2)</sup>,
- having regard to the Founding Act on Mutual Relations, Cooperation and Security between NATO and Russia, adopted in Paris on 27 May 1997 <sup>(3)</sup>,
- having regard to the report of the Committee on Foreign Affairs, Security and Defence Policy (A4-0219/99),

<sup>(1)</sup> OJ C 339, 18.12.1995, p. 45.

<sup>(2)</sup> OJ C 138, 4.5.1998, p. 166.

<sup>(3)</sup> See Notice to Members PE 223.084.

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- A. whereas the Vienna European Council invited the Council to prepare a common strategy on the Russian Federation so that it may adopt such a strategy at Cologne in June 1999, pursuant to Article 13 of the Treaty on European Union,
  - B. whereas Russia is facing a serious economic and social crisis and has to be helped to make a success of political and economic transition, which also means strengthening the rule of law and democracy,
  - C. whereas it is in the European Union's interests that all areas of the partnership with the Russian Federation are developed,
  - D. whereas the purpose of a common strategy should be both to add value to the existing partnership and to ensure the coherence and consistency of the European Union's relationship with the Russian Federation, both within and between each of the pillars of the European Union's activities ('cross-pillar approach'),
  - E. whereas a common strategy will set out the priority areas for the development of the European Union's partnership with the Russian Federation for years to come, notably within the context of the Agenda 2000 settlement reached at the Berlin Summit and in the light of the forthcoming revision of the TACIS programme,
  - F. whereas the adoption of a common strategy will entail that all implementing decisions, regardless of which pillar they come under, should be taken by qualified majority vote in the Council,
  - G. whereas the common strategy on the Russian Federation will act as a precedent for subsequent common strategies, notably the one for Ukraine,
  - H. whereas the Russian Federation cannot be overlooked in European security architecture and it is in the European Union and Russian Federation's interests to overcome the present difficulties relating to the crisis in the Western Balkans so continuing dialogue can be established on security and defence issues, in order to preserve peace and stability in Europe,
  - I. whereas the poor safety record of nuclear facilities in Russia and the high level of environmental degradation surrounding them, notably in the North-West, make it necessary for the common strategy to pay particular attention to this issue,
  - J. whereas the Northern Dimension is an essential part of the European Union's policy towards the Russian Federation,
1. Asks the Council to consult Parliament formally on common strategies, including the common strategy towards the Russian Federation, as a basic choice of the CFSP;
  2. Believes moreover that the proposed common strategy for Russia must be based firmly on the foundations of democratic institutions, good governance and respect for human rights;
  3. Calls for consultation of the European Parliament on common strategies to be made the subject of an interinstitutional agreement which spells out the respective responsibilities and commitments of Parliament, the Commission and the Council (and in particular of its Presidency and High Representative for the CFSP), so that a common strategy constitutes an instrument which is both democratic and effective;
  4. Believes that in general:
    - (i) the quality of the common strategy is more important than its early adoption;
    - (ii) the existence of new institutions of the CFSP, notably the High Representative and the Planning Unit, will strengthen policy making abilities and contribute to a better common strategy;
  5. Recognises that in the current international climate it would be unhelpful to communicate what could be interpreted as a negative signal to the Russian authorities, by seeking to postpone a decision on the common strategy, bearing in mind the forthcoming meeting of the EU-Russia Cooperation Council on 17 May 1999, but nevertheless expresses the view that to be taken seriously the common strategy must contain a significant medium and long-term perspective for EU-Russia relations, given the context of the future enlargement of the EU amongst other matters and the need to go beyond the existing parameters of the partnership and cooperation agreement and the Action Plan for Russia;

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6. Supports the principle of a common strategy towards the Russian Federation that confirms the European Union's declared foreign policy commitment to the Russian Federation and at the same time establishes the political and economic framework of the partnership across all three pillars of the European Union's activities to be developed between the two parties;
  7. Urges the Council to take account of Parliament's resolution of 2 April 1998, which contains essential points for inclusion in the common strategy;
  8. Hopes for stronger cooperation between the European Union and the Russian Federation, with account being taken of the regions' role so technical assistance will be made more effective, with due regard for the sovereignty and territorial integrity of the Russian Federation;
  9. Recommends that the Council, when it formally presents the common strategy to the European Council, include the following points:
    - the European Union and the Russian Federation will, in the context of the high-level political dialogue for which the partnership and cooperation agreement provides, address matters of security, defence and disarmament so as to strengthen peace and security in Europe; the European Union will try to associate the Russian Federation in political initiatives of common interest, to consolidate peace and security in areas where they are under threat;
    - the European Union will support the Russian authorities' efforts to restore the authority of the state, with respect for the rule of law; it will contribute, in collaboration with the Council of Europe and the OSCE, to the parallel development of civil society in the Russian Federation, so as to provide a lasting basis for democracy by expansion of a democratic political culture;
    - the European Union will work towards modernisation and development of the Russian economy; it will jointly examine the debt question with the Russian authorities, international financial institutions and other donors, so that servicing will not impede reform;
    - the European Union and the Russian Federation will devote particular attention to nuclear safety, environmental protection, trade policy development and liberalisation, agriculture, energy and the removal of obstacles and bottlenecks in the transport communications system, including infrastructure, linking the Russian Federation to the European Union; they will strengthen cooperation in areas relating to the third pillar, cultural affairs and public health; they will encourage scientific and technical cooperation of mutual interest, as well as joint projects, where financing and management are carried out jointly by EU Member States and the Russian Federation;
    - the European Union will undertake to combat money-laundering and to help the Russian authorities stem the illegal flow of money from Russia to EU countries; the European Union, worried about the further development of international crime, will invite the Russian authorities to make joint crime prevention a priority;
  10. Calls upon the EU to pursue its obligations towards minority groups in the Russian Federation and in particular to improve the situation in orphanages and in prisons; to this end, it will underline the rights and obligations for the Russian Federation following its membership of the Council of Europe and of the OSCE;
  11. Invites the EU to step up its dialogue on economic matters with the Russian authorities to overcome the Russian Federation's present crisis, including its negative impact on the other NISs; the EU actions should be closely coordinated with the international financial institutions;
  12. Instructs its President to forward this recommendation to the European Council, the Council, the Commission and the governments and parliaments of the Member States and of Russia.
-



### **13. Budget estimates for the European Parliament and the European Ombudsman for 2000**

**A4-0227/99**

#### **Resolution on the estimates of revenue and expenditure of Parliament and the estimates of revenue and expenditure of the Ombudsman for the financial year 2000**

*The European Parliament,*

- having regard to its resolution of 23 March 1999 on the guidelines for the 2000 budgetary procedure <sup>(1)</sup>,
- having regard to the Secretary-General's report to the Bureau on the preliminary draft estimates of the European Parliament for the 2000 financial year,
- having regard to the preliminary draft estimates established by the Bureau on 23 March 1999 pursuant to Rules 22(5) and (6) and 165(1) of the Rules of Procedure,
- having regard to the provisions of the Financial regulation, the declaration on the presentation of an analytical budget, and the interinstitutional conclusions on the rationalisation of administrative expenditure <sup>(2)</sup>,
- having regard the entry into force of the Treaty of Amsterdam, and the implications that this has for the legislative work of Parliament,
- having regard to the report of the Committee of Independent Experts, set up through Parliament's resolution of 14 January 1999 on improving the financial management of the Commission <sup>(3)</sup> and mandated to examine the way in which the Commission detects and deals with fraud, mismanagement and nepotism,
- having regard to its decision of 9 March 1994 on the regulations and general conditions governing the performance of the Ombudsman's duties, and in particular Article 11 thereof <sup>(4)</sup>,
- having regard to the fact that the procedure for the general budget for the year 2000 will be based on Article 272 (former 203) of the EC Treaty,
- having regard to the report of the Committee on Budgets (A4-0227/99),

#### ***On the economic and other circumstances***

- A. whereas the economic forecasts, on which the future budgets are calculated, foresee growth in the Union's economy of 2,5% per annum over the next years, which Parliament considers optimistic, and lower levels of growth of national budgets of about 1,7% per annum, with low levels of inflation; whereas these forecasts justify a rigorous approach to the administrative budgets of the Union and whereas, therefore, Parliament's budget for the year 2000 can account for not more than 20% of heading 5 of the financial perspective (in so far as there is a financial perspective next year),
- B. whereas Parliament will have to assume greater responsibilities due to the extension of the co-decision procedure under the Amsterdam Treaty, and will need to prepare itself for the enlargement of the Union in the next years,
- C. whereas interinstitutional cooperation should be reinforced in order to exploit synergies and make better use of taxpayers' money in such areas as public supply contracts and tenders, services such as telecommunications and informatics, training, use of buildings and other facilities, such as crèches, sports facilities, access to library services and data bases, medical services, and use of translation and interpretation services,
- D. whereas Parliament can draw lessons itself from the report of the Committee of Independent Experts mentioned above, for its own management,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 10(b).

<sup>(2)</sup> OJ C 308, 20.11.1995, p. 127.

<sup>(3)</sup> OJ C 104, 14.4.1999, p. 106.

<sup>(4)</sup> OJ L 113, 4.5.1994.

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### *On the Members of Parliament*

1. Calls upon the Council to adopt as soon as possible the Statute for Members, as well as the Statute for Members' assistants; notes that the inclusion in Parliament's budget of the remuneration of Members entails an extra amount of some EUR 60 million (6,15% of the total budget), which has provisionally to be placed in the reserve, but that this amount will be deducted from the budgets of the Member States;

### *On Staff*

2. Agrees with the principles of the Secretary-General's new staff policy, which aims to increase motivation through promotions on the basis of sustained merit and foresees a promotion cycle of an average of five years; agrees, against this background, to making available the financial means for 490 upgradings, and the other upgradings for permanent and temporary posts, as well as three 'ad personam' promotions (1 from A3 to A2 and 2 from C1 to B3);

3. Can accept the upgradings for the political groups as requested by their secretaries-general;

4. Calls on its Secretary-General to draw up a code of conduct for the appointment of senior officials and present this before Parliament's first reading;

5. Welcomes the re-deployment of staff for the entry into force of the Amsterdam Treaty and the preparation of enlargement; agrees with a maximum amount of EUR 500 000 in the reserve for new posts, in order to recruit new staff for new technical tasks in relation with the implementation of the Members' Statute, if it comes into force in 2000 (and the management of the new Strasbourg premises), but emphasises that every request to release appropriations from the reserve will have to be duly motivated, and that the relative increase of posts at the Parliament must be in line, in the medium term, with those in other institutions, according to the forecast of basic needs;

6. Agrees with the creation of 2 temporary A posts for a maximum of 2 years in the Directorate-General for Administration, as provided for in the reserve for new posts mentioned in paragraph 5, to deal with matters concerning Parliament's premises; agrees to an extension until 30 June 2000 of the contract for the Secretary-General's special adviser with responsibility for property policy, on condition that the provisions of Article 82 of the Conditions of Employment of Other Servants set out in the Staff Regulations are respected;

7. Requests the Secretary-General to insist on the establishment of an interinstitutional working party on the urgent reform of the pension scheme for EU staff and to budgetise the employer's and employee's contributions, as well as the payments to retired staff of the Parliament;

### *On Buildings policy*

8. Recalls the parallelism agreed for the purchases of Parliament's premises in Strasbourg and Brussels; notes therefore that the French authorities offer to the European Parliament similar provisions concerning the acquisition of the land on which the Louise Weiss building (IPE IV) is built and land development costs, as were offered by the Belgian authorities for the Altiero Spinelli building (D3) in Brussels, as well as the usual exemption from VAT and other charges or taxes;

9. Stresses that the premises of the Parliament should be paid for in as limited a period as is possible in order to reduce the interest burden to a minimum over the whole repayment period; is in favour of a pay-back period for the Louise Weiss building (IPE IV) of 10 years;

10. Is of the opinion that in certain areas (such as telecommunications, informatics, printing and publishing), further savings should be possible; urges its Secretary-General to improve results and reduce costs in these sectors;

### *Miscellaneous*

11. Welcomes the management of appropriations by delegating budget allocations to the main administrative units; notes that this has led to a slow-down in the rate of increase of mission and overtime expenses;

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12. Believes that it is not in the interest of the European taxpayer nor in the interest of local business in Brussels that funding be provided as a direct subsidy from Parliament's budget for the setting up of a supermarket in the premises of the Parliament; is of the opinion that such an initiative should be directly financed by the promoter or entrepreneur, who wins the project through open competitive tendering, and that it should not entail the use of Community staff in the organisation and management of the project;

13. Is of the opinion that direct subsidies for the functioning of the catering services have to be avoided and that only indirect costs may be supported (e.g. providing furniture, electricity, water etc.); considers, however, that the dispersion of Parliament's activities over three places of work should not lead to higher prices but that any extra costs arising from this situation should be borne by Parliament's budget;

14. Recalls its resolution of 10 December 1996 on the constitutional status of European political parties <sup>(1)</sup> (budget Item 3710), paragraph 2 of which in particular calls for adoption by the Commission and the Council of a framework regulation on the legal position of European parties and a regulation on the financial status of European parties; calls for the procedure for drawing up these legislative acts to be put in hand and completed, thus enabling the European Parliament and European parties to ensure, in line with their wishes, that, in the context of their own activities, there is transparency and clarity with regard to financial and budgetary aspects;

15. Agrees with a budget for the year 2000 amounting to EUR 975 562 863 <sup>(2)</sup>, which implies an increase of 5,63% in comparison to the 1999 budget, and an amount equalling 1% of the budget total for a general reserve;

16. Takes favourable note of the estimates of the European Ombudsman;

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17. Instructs its President to forward this resolution to the Council, the Commission and the Ombudsman, and to the other institutions and national parliaments.

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<sup>(1)</sup> OJ C 20, 20.1.1997, p. 29.

<sup>(2)</sup> See Annex to Minutes.

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## 14. New codecision procedure

**A4-0206/99**

### **Resolution on the Joint Declaration on the practical arrangements for the new codecision procedure (Article 251 EC)**

*The European Parliament,*

- having regard to Article 251 (former Article 189b) EC, and to the corresponding revisions made by the Treaty of Amsterdam,
- having regard to the 1993 interinstitutional agreement on the phase preceding the adoption of a common position by the Council and on arrangements for proceedings in the Conciliation Committee provided for in Article 189b <sup>(1)</sup>,
- having regard to its resolution of 16 July 1998 on the new codecision procedure after Amsterdam <sup>(2)</sup>, and to its calls for revision of the 1993 interinstitutional agreement,
- having regard to the Joint Declaration on practical arrangements for the new codecision procedure agreed to by the negotiators from the Council, Commission and Parliament,

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<sup>(1)</sup> OJ C 329, 6.12.1993, p. 141.

<sup>(2)</sup> OJ C 292, 21.9.1998, p. 140.

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- having regard to Article 148 of its Rules of Procedure,
  - having regard to the report of the Committee on Institutional Affairs (A4-0206/99),
- A. considering that the 1993 interinstitutional agreement, which has generally worked successfully, requires adaptation to eliminate out-of-date provisions and to take on board developing practice over the years in which codecision has been in force,
  - B. recalling that the Amsterdam Treaty has not only considerably extended the scope of application of the codecision procedure but has also provided for substantial changes to its functioning, creating the possibility of concluding the procedure at the first-reading stage, and by streamlining the final stages of codecision,
  - C. considering that the extension of the codecision procedure, and the parallel reforms to its functioning lead automatically to a change in the nature of interinstitutional relations between Parliament, Council and Commission,
  - D. recalling that its resolution of 16 July 1998 mentioned above put forward a number of proposals aimed at achieving the fullest possible potential of the new codecision procedure laid down in the Treaty,
  - E. considering that the Joint Declaration takes account of a number of these proposals, and guarantees the necessary improvements in existing practice,
1. Approves the annexed Joint Declaration;
  2. Calls for the Joint Declaration to be published in the Official Journal of the European Communities, in the volumes of selected instruments taken from the Treaties and as an Annex to Parliament's own Rules of Procedure;
  3. Instructs its President to forward this resolution to the Council and the Commission.

ANNEX

**Joint declaration on practical arrangements for the new codecision procedure (Article 251 of the EC Treaty)**

***Preamble***

The European Parliament, the Council and the Commission, hereinafter referred to as 'the institutions', note that the present practice of contacts between the Council Presidency, the Commission and the chairmen of the relevant committees and/or rapporteurs of Parliament and between the co-chairmen of the Conciliation Committee has proved its worth. The institutions confirm that this practice should be extended to cover all stages of the codecision procedure. The institutions undertake to examine their working methods with a view to making effective use of all the possibilities afforded by the new codecision procedure.

The institutions shall do what is necessary, in accordance with their rules of procedure, to promote reciprocal information about codecision proceedings.

***I. First reading***

1. The institutions shall cooperate in good faith with a view to reconciling their positions as far as possible so that wherever possible acts can be adopted at first reading.
2. The institutions shall ensure that their respective calendars of work are coordinated as far as possible in order to facilitate the conduct of proceedings at first reading in a coherent and convergent manner in the European Parliament and the Council. They shall establish appropriate contacts to monitor the progress of the work and analyse the degree of convergence.
3. The Commission shall ensure that such contacts are facilitated and shall exercise its right of initiative in a constructive manner with a view to making it easier to reconcile the positions of the European Parliament and the Council with due regard for the balance between the institutions and the role conferred on that institution by the Treaty.

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## *II. Second reading*

1. In its statement of reasons the Council shall explain as clearly as possible the reasons that have led it to adopt its common position. During its second reading, the European Parliament shall take the greatest possible account of those reasons and of the Commission's opinion.
2. Appropriate contacts may be established with a view to achieving a better understanding of the respective positions and thus to bringing the legislative procedure to a conclusion as quickly as possible.
3. The Commission shall ensure that such contacts are facilitated and shall give its opinion with a view to reconciling the positions of the Council and the European Parliament, with due regard for the balance between the institutions and the role conferred on that institution by the Treaty.

## *III. Conciliation*

1. The Conciliation Committee shall be convened by the President of the Council, with the agreement of the President of the European Parliament and with due regard to the provisions of the Treaty.
2. The Commission shall take part in the conciliation proceedings and shall take all the necessary initiatives with a view to reconciling the positions of the European Parliament and the Council. Such initiatives may include, inter alia, draft compromise texts reflecting the positions of the Council and of the European Parliament, with due regard being had to the role conferred upon the Commission by the Treaty.
3. The committee shall be chaired jointly by the President of the European Parliament and the President of the Council.

Committee meetings shall be chaired alternately by each co-chairman.

The dates and the agenda for the Committee's meetings shall be set jointly by the co-chairmen. The Commission shall be consulted on the dates envisaged. The European Parliament and the Council shall set aside, for guidance, appropriate dates for conciliation proceedings and shall notify the Commission thereof.

While respecting the Treaty provisions regarding time limits, the European Parliament and the Council shall, as far as possible, take account of scheduling requirements, in particular those resulting from breaks in the institutions' activities and from European Parliament elections. In any case, the interruption of activities shall be as short as possible.

The Committee shall meet alternately at the premises of the European Parliament and those of the Council.

4. The Committee shall have available to it the Commission proposal, the Council's common position, the amendments proposed by the European Parliament, the Commission's opinion thereon and a joint working document by the European Parliament and Council delegations. The Commission shall, as a general rule, submit its opinion within two weeks of official receipt of the outcome of Parliament's vote and at the latest by the commencement of conciliation proceedings.
5. The co-chairmen may submit texts for the Committee's approval.
6. The detailed outcome of votes and, where appropriate, explanations of vote, taken within each delegation to the Conciliation Committee, shall be forwarded to the Committee.
7. Agreement on a joint text shall be established at a meeting of the Conciliation Committee or, subsequently, by an exchange of letters between the co-chairmen. Copies of such letters shall be forwarded to the Commission.
8. If the committee reaches agreement on a joint text, it shall, after legal/linguistic finalisation, be submitted to the co-chairmen for approval.
9. The co-chairmen shall forward the approved joint text to the Presidents of the European Parliament and of the Council by means of a jointly signed letter. Where the Conciliation Committee is unable to agree on a joint text, the co-chairmen shall notify the Presidents of the European Parliament and of the Council thereof in a jointly signed letter. Such letters shall serve as minutes. Copies of such letters shall be forwarded to the Commission for information.
10. The General Secretariats of the Council and of the European Parliament shall act jointly as the Committee's secretariat, in association with the General Secretariat of the Commission.

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***IV. General provisions***

1. Should the European Parliament or the Council deem it essential to extend the time limits referred to in Article 251 of the EC Treaty, they shall notify the President of the other institution and the Commission thereof.

2. Texts shall be finalised by the legal/linguistic experts of the Parliament and of the Council acting in close cooperation and by mutual agreement.

3. Following the adoption of a legislative act under the codecision procedure by the European Parliament and the Council, the text shall be submitted, for signature, to the President of the European Parliament and the President of the Council and to the Secretaries-General of the two institutions.

The jointly signed text shall be forwarded to the Official Journal for publication if possible within at most one month, and in any case as soon as possible.

4. If one of the institutions finds a clerical error in a text (or in one of the language versions), it shall immediately notify the other institutions. If the error is found in an act that has not yet been adopted, the legal/linguistic services of the European Parliament and of the Council shall prepare the necessary corrigendum in close cooperation. Where the error is found in an act that has already been adopted or published, the European Parliament and the Council shall adopt, by mutual agreement, a corrigendum drawn up under their respective procedures.

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Wednesday 5 May 1999

## ATTENDANCE REGISTER

5 May 1999

The following signed:

d' Aboville, Adam, Aelvoet, Ainardi, Alavanos, Aldo, Amadeo, Anastassopoulos, d' Ancona, Andersson, André-Léonard, Andrews, Angelilli, Añoveros Trias de Bes, Antony, Aparicio Sánchez, Areitio Toledo, Argyros, Arias Cañete, Arroni, Augias, Azzolini, Baggioni, Baldarelli, Baldi, Baldini, Balfe, Banotti, Bardong, Barón Crespo, Barros Moura, Barthes-Mayer, Barton, Barzanti, Bazin, Bébéar, Bennasar Tous, Berend, Berès, Bernard-Reymond, Bernardini, Bertens, Berthu, Bianco, Billingham, van Bladel, Blak, Bloch von Blottnitz, Blokland, Blot, Böge, Bösch, Bonde, Bontempi, Boogerd-Quaak, Botz, Bourlanges, Bowe, Breyer, Brinkhorst, Brok, Bru Purón, Buffetaut, Burenstam Linder, Burtone, Cabezón Alonso, Cabrol, Caligaris, Camisón Asensio, Campos, Campoy Zueco, Candal, Cardona, Carlotti, Carnero González, Carniti, Carrère d'Encausse, Carrozzo, Cars, Casini Carlo, Casini Pier Ferdinando, Cassidy, Castagnède, Castagnetti, Castellina, Castricum, Caudron, Cellai, Ceyhun, Chanterie, Chichester, Christodoulou, Coates, Coelho, Colajanni, Colino Salamanca, Collins Gerard, Collins Kenneth D., Colombo Svevo, Colom i Naval, Corbett, Cornelissen, Correia, Corrie, Costa Neves, Cot, Cottigny, Cox, Crampton, Crowley, Crowley, Cunha, Cunningham, Cushnahan, van Dam, Damião, Dankert, Darras, Dary, Daskalaki, De Clercq, De Coene, De Esteban Martin, De Giovanni, Delcroix, Dell'Alba, De Luca, Denys, Deprez, Desama, Dillen, Dimitrakopoulos, Di Prima, Donnay, Donnelly Alan John, Donnelly Brendan Patrick, Donner, Dührkop Dührkop, Duhamel, Dupuis, Dybkjær, Ebner, Eisma, Elchlepp, Elles, Elliott, Elmalan, Ephremidis, Eriksson, Escolá Hernando, Escudero, Estevan Bolea, Evans, Fabra Vallés, Fabre-Aubrespy, Falconer, Fantuzzi, Farassino, Fassa, Fayot, Ferber, Féret, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Ford, Formentini, Fourçans, Fraga Estévez, Friedrich, Frischenschlager, Frutos Gama, Funk, Gahler, Gahrton, Galeote Quecedo, Gallagher, García Arias, García-Margallo y Marfil, Garosci, Garot, Garriga Polledo, Gasòliba i Böhm, de Gaulle, Gebhardt, Ghilardotti, Giansily, Gillis, Gil-Robles Gil-Delgado, Girão Pereira, Glante, Glase, Goedbloed, Goepel, Goerens, Görlach, Gollnisch, Gomolka, González Álvarez, González Triviño, Graefe zu Baringdorf, Graenitz, Graziani, Green, Gröner, Grosch, Grossetête, Günther, Guinebertière, Gutiérrez Díaz, Haarder, von Habsburg, Habsburg-Lothringen, Hänsch, Hager, Hallam, Happart, Hardstaff, Harrison, Hatzidakis, Haug, Hautala, Hawlicek, Heinisch, Hendrick, Herman, Hermange, Hernandez Mollar, Herzog, Hindley, Hoff, Holm, Hoppenstedt, Hory, Howitt, Hudghton, Hughes, Hulthén, Hume, Hyland, Ilaskivi, Ilivitzky, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jackson, Jansen van Raay, Jarzembowski, Jean-Pierre, Jensen Kirsten M., Jensen Lis, Jöns, Jové Peres, Junker, Karamanou, Katiforis, Kellett-Bowman, Keppelhoff-Wiechert, Kerr, Kestelijn-Sierens, Killilea, Kindermann, Kinnock, Kittelmann, Kjer Hansen, Klaß, Klironomos, Koch, Kofoed, Kokkola, Konrad, Krarup, Krehl, Kreissl-Dörfler, Kristoffersen, Kronberger, Kuckelkorn, Kuhn, Kuhne, Lage, Lagendijk, Laignel, Lumière, Lambraki, Lambrias, Lang, Lange, Langen, Langenhagen, Lannoye, Larive, de Lassus Saint Genès, Lataillade, Laurila, Le Chevallier, Le Gallou, Lehideux, Lehne, Lenz, Leopardi, Le Pen, Lepierre-Verrier, Le Rachinel, Lienemann, Liese, Ligabue, Lindeperg, Lindholm, Lindqvist, Linkohr, Lööw, Lomas, Lukas, Lulling, McAvan, McCarthy, McCartin, McGowan, McIntosh, McKenna, McMahan, McMillan-Scott, McNally, Maes, Maij-Weggen, Malangré, Malerba, Malone, Manisco, Mann Erika, Mann Thomas, Marin, Marinho, Marinucci, Marselet Campos, Martens, Martin David W., Martin Philippe-Armand, Martinez, Mather, Matikainen-Kallström, Mayer, Medina Ortega, Megahy, Mégret, Mendes Bota, Méndez de Vigo, Mendiluce Pereiro, Menrad, Mezzaroma, Miller, Miranda, Miranda de Lage, Mohamed Ali, Mombaur, Moniz, Moorhouse, Moreau, Moretti, Morgan, Morris, Mottola, Mouskouri, Müller, Mulder, Murphy, Muscardini, Mutin, Myller, Napoletano, Nassauer, Needle, Nencini, Newens, Newman, Neyts-Uytbroeck, Nicholson, Nordmann, Novo, Oddy, Olsson, Oomen-Ruijten, Oostlander, Orlando, Otila, Paasilinna, Paasio, Pack, Paillet, Palacio Vallelersundi, Palm, Panagopoulos, Papakyriazis, Papayannakis, Pasty, Peijs, Pérez Royo, Perry, Peter, Pex, Piecyk, Pimenta, Pinel, Pirker, des Places, Plooij-van Gorsel, Plumb, Poettering, Poggiolini, Pohjamo, Pollack, Pomés Ruiz, Pompidou, Pons Grau, Porto, Posada González, Posselt, Pradier, Pronk, Provan, Puerta, van Putten, Querbes, Quisthoudt-Rowohl, Rack, Ramírez Heredia, Randzio-Plath, Rapkay, Raschhofer, Rauti, Read, Reding, Rehder, Ribeiro, Riis-Jørgensen, Rinsche, Ripa di Meana, Robles Piquer, Rocard, Rosado Fernandes, de Rose, Roth-Behrendt, Rothe, Rothley, Roubatis, Rovsing, Rübige, Ruffolo, Ryynänen, Sainjon, Saint-Pierre, Sakellariou, Salafraña Sánchez-Neyra, Samland, Sandberg-Fries, Sandbæk, Santini, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schaffner, Schiedermeier, Schierhuber, Schifone, Schlechter, Schleicher, Schlüter, Schmid, Schmidbauer, Schörling, Schröder, Schulz, Schwaiger, Seal, Secchi, Seillier, Seppänen, Sichrovsky, Sierra González, Simpson, Sindal, Sisó Cruellas, Sjöstedt, Skinner, Smith, Soltwedel-Schäfer, Sonneveld, Sornosa Martínez, Souchet, Soulier, Spaak, Speciale, Spencer, Spiers, Stevens, Stewart-Clark, Stirbois, Stockmann, Striby, Sturdy, Svensson, Swoboda, Tamino, Tannert, Tappin, Telkämper, Terrón i Cusí, Teverson, Theato, Theonas, Theorin, Thomas, Thors, Thyssen, Tillich, Tindemans, Titley, Tomlinson, Tongue, Torres Couto, Torres Marques, Trakatellis, Trizza, Truscott, Tsatsos, Ullmann, Väyrynen, Valdieuvelso de Cué, Vallvé, Valverde López, Vanhecke, Varela Suanzes-Carpegna, Vaz da Silva, Vecchi, van Velzen W.G., van Velzen Wim, Verde i Aldea, Verwaerde, Vinci, Viola, Virgin, Virrankoski, Voggenhuber, Waddington, Walter, Watson, Watts, Weber, Weiler, Wemheuer, White, Whitehead, Wibe, Wiebenga, Wiersma, Wijsenbeek, Willockx, Wilson, von Wogau, Wolf, Wynn, Zimmermann

Wednesday 5 May 1999

## ANNEX

## Result of roll-call votes

- (+) = For  
 (–) = Against  
 (O) = Abstention

## 1. B4-0453/99

*Appointment of President of Commission*

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(+)

**ARE:** Dary, Escolá Hernando, Hudghton, Lalumière, Maes, Posada González, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Carnero González, Castellina, Manisco

**NI:** Amadeo, Cellai, Farassino, Muscardini

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Argyros, Arias Cañete, Azzolini, Baldi, Baldini, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Pier Ferdinando, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Costa Neves, Cunha, Cushnahan, Deprez, Dimitrakopoulos, Donnelly Brendan Patrick, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Leopardi, Liese, Ligabue, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pex, Pirker, Plumb, Poettering, Poggiolini, Porto, Posselt, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübzig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Verwaerde, Viola, Virgin, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Baldarelli, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Candal, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Corbett, Correia, Cot, Crampton, Crawley, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donnelly Alan John, Dührkop Dührkop, Elchlepp, Elliott, Evans, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hoff, Hughes, Hume, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Lambraki, Lange, Linkohr, Löow, McAvan, McCarthy, McGowan, McNally, Malone, Martin David W., Medina Ortega, Mendiluce Pereiro, Metten, Miller, Moniz, Murphy, Myller, Napoletano, Newman, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schmid, Schmidbauer, Schulz, Simpson, Sindal, Skinner, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Titley, Tomlinson, Tongue, Truscott, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Aldo, Andrews, Bazin, Cabrol, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Fitzsimons, Giansily, Girão Pereira, Hermange, Hyland, Killilea, Marin, Martin Philippe-Armand, Pasty, Pompidou, Schaffner

**V:** Bloch von Blottnitz, Ceyhun, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Müller, Orlando, Soltwedel-Schäfer, Ullmann



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**ARE:** Hory, Sainjon**ELDR:** De Luca, Lindqvist**GUE/NGL:** Ainardi, Alavanos, Coates, Elmalan, Ephremidis, Eriksson, Miranda, Moreau, Paillet, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sjöstedt, Svensson, Theonas, Vinci**I-EDN:** Berthu, Blokland, Bonde, van Dam, Jensen Lis, Krarup, des Places, Sandbæk, Seillier, Souchet, Striby**NI:** Antony, Blot, Dillen, Féret, de Gaulle, Hager, Lang, Le Pen, Le Rachinel, Pinel, Raschhofer, Vanhecke**PSE:** Bernardini, Blak, Cottigny, Falconer, Frutos Gama, García Arias, Hindley, Hulthén, Laignel, Lienemann, Lomas, Megahy, Morris, Mutin, Schlechter, Smith, Van Lancker, White, Wibe**UPE:** Cardona, Janssen van Raay, Rosado Fernandes**V:** Gahrton, Holm, Lindholm, McKenna, Schörling, Tamino

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**ARE:** Castagnède, Dell'Alba, de Lassus Saint Geniès, Pradier**ELDR:** Dybkjær, Moorhouse**GUE/NGL:** González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Maset Campos, Papayannakis, Puerta**PPE:** Chichester, Corrie, Jackson, McIntosh, McMillan-Scott, Perry, Provan, Sturdy**PSE:** Colom i Naval, Cunningham, Lindeperg, Needle, Newens, Oddy, Roth-Behrendt, Seal, Thomas, Torres Marques**UPE:** van Bladel, Guinebertière**V:** Aelvoet, Breyer, Kerr, Lannoeye, Schroedter, Voggenhuber, Wolf*2. Rothley report — A4-0267/99**Amendment 14*

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**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Souchet, Striby**NI:** Dillen, Hager, Raschhofer, Vanhecke**PPE:** Donnelly Brendan Patrick, Ferrer, Kristoffersen, Rovsing, Schlüter, Thyssen**PSE:** Campos, Correia, De Coene, Izquierdo Rojo, Lage, Marinho, Medina Ortega, Pérez Royo

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber**ELDR:** André-Léonard, De Luca, Nordmann**GUE/NGL:** Ainardi, Alavanos, Carnero González, Coates, Elmalan, Ephremidis, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Paillet, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sornosa Martínez, Theonas

Wednesday 5 May 1999

**NI:** Amadeo, Antony, Cellai, Muscardini

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Baldini, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Casini Pier Ferdinando, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferri, Filippi, Flemming, Florenz, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klafß, Koch, Konrad, Lambrias, Langen, Langenhagen, Lehideux, Lehne, Lenz, Leopardi, Liese, Ligabue, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Poggiolini, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Rinsche, Robles Piquer, de Rose, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Verwaerde, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Baldarelli, Balfe, Barón Crespo, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Candal, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Cot, Cottigny, Crampton, Crawley, Cunningham, Dankert, Darras, De Giovanni, Denys, Desama, Donnelly Alan John, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinucci, Martin David W., Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Zimmermann

**UPE:** d'Aboville, Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Graefe zu Baringdorf, Hautala, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Ullmann, Voggenhuber, Wolf

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**ELDR:** Kofoed, Väyrynen

**GUE/NGL:** Castellina, Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson, Vinci

**NI:** Féret

**PPE:** Ilaskivi, Matikainen-Kallström, Otila

**PSE:** Barros Moura, Delcroix, Graenitz, Happart, Megahy, Mendiluce Pereiro, Smith, Torres Marques, Wibe

**UPE:** Marin, Martin Philippe-Armand

**V:** Gahrton, Holm, Lindholm, Schörling

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## 3. Rothley report — A4-0267/99

## Amendment 16

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**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Dillen, Farassino, Hager, Raschhofer, Vanhecke

**PPE:** Donnelly Brendan Patrick, Rovsing, Thyssen

**PSE:** Blak, De Coene, Iversen, Jensen Kirsten M., Lage, Marinho, Moniz, Myller, Paasilinna, Paasio, Pérez Royo, Sandberg-Fries, Sindal, Van Lancker, Wibe, Willockx

**V:** Gahrton, Hautala, Holm, Lindholm, Schörling, Soltwedel-Schäfer

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, De Luca, Goedbloed, Larive, Nordmann

**GUE/NGL:** Ainardi, Carnero González, Coates, Elmalan, Ephremidis, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Maset Campos, Mohamed Ali, Moreau, Pailler, Papayannakis, Puerta, Querbes, Ripa di Meana, Sierra González, Sornosa Martínez, Theonas

**NI:** Amadeo, Cellai, Muscardini, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Baldini, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Casini Carlo, Casini Pier Ferdinando, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Leopardi, Liese, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Poggiolini, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Rinsche, Robles Piquer, de Rose, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Baldarelli, Balfe, Barón Crespo, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Dankert, Darras, De Giovanni, Denys, Desama, Donnelly Alan John, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Lööw, Lomas, McAvan, McCarthy, McGowan, McMahan, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Metten, Miller, Miranda de Lage, Morris, Murphy, Mutin, Napoletano, Needle, Newens, Newman, Oddy, Palm, Papakyriazis, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard,

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Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Truscott, Tsatsos, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Bloch von Blottnitz, Ceyhun, Graefe zu Baringdorf, Kerr, Kreissl-Dörfler, Müller, Schroedter, Telkämper, Ullmann

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**ARE:** Maes

**ELDR:** Kofoed, Väyrynen

**GUE/NGL:** Alavanos, Castellina, Eriksson, Ilivitzky, Miranda, Novo, Ribeiro, Seppänen, Sjöstedt, Svensson, Vinci

**NI:** Féret, Le Gallou

**PPE:** Otila

**PSE:** Barros Moura, Delcroix, Graenitz, Happart, Mendiluce Pereiro, Smith, Torres Marques

**UPE:** Donnay, Marin, Martin Philippe-Armand

**V:** Aelvoet, Breyer, Lagendijk, Lannoye, McKenna, Orlando, Tamino, Voggenhuber, Wolf

4. Rothley report — A4-0267/99

Amendment 18

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**ARE:** Escolá Hernando, Hudghton

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, Dybkjær, Eisma, Fassa, Frischenschlager, Gasõliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uytbroeck, Olsson, Pohjamo, Riis-Jørgensen, Rynänen, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Nicholson, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Dillen, Hager, Raschhofer, Vanhecke

**PPE:** Donnelly Brendan Patrick, Ilaskivi, Matikainen-Kallström, Thyssen

**PSE:** Adam, Andersson, Barros Moura, Barton, Billingham, Blak, Bowe, Campos, Collins Kenneth D., Corbett, Correia, Crawley, Cunningham, De Coene, Donnelly Alan John, Elliott, Evans, Fantuzzi, Ford, Green, Hallam, Hardstaff, Harrison, Hendrick, Hindley, Howitt, Hughes, Iversen, Izquierdo Rojo, Jensen Kirsten M., Lage, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Marinho, Martin David W., Medina Ortega, Metten, Miller, Miranda de Lage, Murphy, Myller, Needle, Newman, Oddy, Paasilinna, Paasio, Pérez Royo, van Putten, Read, Sandberg-Fries, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tappin, Thomas, Titley, Tomlinson, Tongue, Truscott, Van Lancker, Waddington, Watts, Whitehead, Wibe, Willockx, Wilson, Wynn

**V:** Aelvoet, Breyer, Hautala, Kerr, Lagendijk, Lannoye, McKenna, Orlando, Schroedter, Soltwedel-Schäfer, Tamino, Wolf

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**ARE:** Barthet-Mayer, Dary, Hory, de Lassus Saint Geniès, Posada González, Pradier, Weber

**ELDR:** André-Léonard, De Clercq, De Luca, Goerens, Nordmann, Plooi-j-van Gorsel

Wednesday 5 May 1999

**GUE/NGL:** Ainardi, Carnero González, Coates, Elmalan, Ephremidis, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Paillet, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sornosa Martínez, Theonas

**NI:** Amadeo, Cellai, Farassino, Muscardini, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Baldini, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Di Prima, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Leopardi, Liese, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Poggiolini, Pomés Ruiz, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Rinsche, Robles Piquer, de Rose, Røvsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Virgin, Wieland, von Wogau

**PSE:** d'Ancona, Augias, Baldarelli, Balfe, Barón Crespo, Barzanti, Berès, Berger, Bernardini, Bösch, Bontempi, Botz, Bru Purón, Cabezón Alonso, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Colom i Naval, Cot, Cottigny, Crampton, Dankert, Darras, De Giovanni, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Falconer, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Gröner, Hänsch, Haug, Hawlicek, Hoff, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Korkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lindeperg, Linkohr, McGowan, Mann Erika, Marinucci, Megahy, Mendiluce Pereiro, Moniz, Morris, Mutin, Neapolitano, Newens, Palm, Papakyriazis, Peter, Piecyk, Pons Grau, Randzio-Plath, Rapkay, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Speciale, Stockmann, Tannert, Terrón i Cusí, Theorin, Tsatsos, Vecchi, van Velzen Wim, Verde i Aldea, Walter, Weiler, Wemheuer, White, Wiersma, Zimmermann

**UPE:** d'Aboville, Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Bloch von Blottnitz, Ceyhun, Gahrton, Graefe zu Baringdorf, Holm, Kreissl-Dörfler, Lindholm, Müller, Schörling, Telkämper, Ullmann

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**ARE:** Castagnède, Dell'Alba, Dupuis, González Triviño, Lalumière, Leperre-Verrier, Sainjon, Saint-Pierre

**ELDR:** Caligaris, Kofoed, Spaak, Väyrynen

**GUE/NGL:** Alavanos, Castellina, Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson, Vinci

**I-EDN:** Krarup

**NI:** Féret

**PPE:** Otila

**PSE:** Aparicio Sánchez, Delcroix, Graenitz, Happart, Izquierdo Collado, Pollack, Ramírez Heredia, Smith, Torres Marques

**UPE:** Marin, Martin Philippe-Armand

**V:** Voggenhuber

Wednesday 5 May 1999

## 5. Rothley report — A4-0267/99

## Resolution

376

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**ARE:** Dary, Dell'Alba, Dupuis, Escolá Hernando, Lalumière, de Lassus Saint Geniès, Maes, Pradier**ELDR:** André-Léonard, Nordmann**GUE/NGL:** Carnero González, Gutiérrez Díaz, Herzog, Pailler, Sornosa Martínez, Theonas**NI:** Amadeo, Cellai, Muscardini, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Baldini, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martín, Deprez, Dimitrakopoulos, Di Prima, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández-Albor, Fernández Martín, Ferri, Filippi, Flemming, Florenz, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Leopardi, Liese, Ligabue, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Poggiolini, Pomés Ruiz, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rübigen, Salafraña Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Viola, Virgin, Wieland, von Wogau

**PSE:** Adam, Aparicio Sánchez, Augias, Baldarelli, Balfe, Barón Crespo, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Carlotti, Carniti, Caudron, Colajanni, Collins Kenneth D., Colom i Naval, Corbett, Cot, Crampton, Crawley, Cunningham, Darras, De Giovanni, Denys, Desama, Donnelly Alan John, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Izquierdo Rojo, Jöns, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McGowan, McMahan, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Miller, Morris, Murphy, Napolitano, Needle, Newens, Newman, Oddy, Paasio, Papakyriazis, Peter, Piecyk, Pollack, Pons Grau, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Samland, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Truscott, Tsatsos, Vecchi, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Carrère d'Encausse, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Gallagher, Giansily, Girão Pereira, Guinebertière, Hermange, Hyland, Janssen van Raay, Killilea, Lataillade, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Bloch von Blottnitz, Ceyhun, Graefe zu Baringdorf, Kreissl-Dörfler, Müller, Telkämper, Ullmann

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**ARE:** Posada González, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasóliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uytbroeck, Olsson, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Rynnänen, Spaak, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Alavanos, Coates, Ephremidis, Eriksson, González Álvarez, Ilivitzky, Jové Peres, Marsed Campos, Miranda, Mohamed Ali, Moreau, Novo, Puerta, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Svensson

Wednesday 5 May 1999

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Souchet, Striby

**NI:** Antony, Blot, Dillen, Farassino, de Gaulle, Hager, Lang, Le Gallou, Le Rachinel, Martinez, Pinel, Raschhofer, Stirbois, Vanhecke

**PPE:** Donnelly Brendan Patrick, Ilaskivi, Kristoffersen, Matikainen-Kallström, Rovsing, Schlüter, Thyssen

**PSE:** d'Ancona, Andersson, Barros Moura, Blak, Campos, Castricum, Colino Salamanca, Correia, Cottigny, Dankert, De Coene, Happart, Iversen, Jensen Kirsten M., Lage, Lööw, Marinho, Mendiluce Pereiro, Metten, Miranda de Lage, Moniz, Mutin, Myller, Paasilinna, Pérez Royo, van Putten, Sanz Fernández, Sindal, Van Lancker, van Velzen Wim, Wibe, Wiersma, Willockx

**V:** Aelvoet, Breyer, Gahrton, Hautala, Holm, Kerr, Lagendijk, Lannoye, Lindholm, McKenna, Orlando, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Voggenhuber, Wolf

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**ARE:** Barthet-Mayer, Castagnède, González Triviño, Hory, Hudghton, Leperre-Verrier, Sainjon, Saint-Pierre

**ELDR:** Caligaris, Kofoed, Väyrynen

**GUE/NGL:** Ainardi, Castellina, Elmalan, Manisco, Papayannakis, Querbes, Vinci

**NI:** Féret

**PPE:** Otila

**PSE:** Delcroix, Graenitz, Izquierdo Collado, Junker, Palm, Ramírez Heredia, Sandberg-Fries, Smith, Torres Marques

**UPE:** Cardona, Marin

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6. Joint resolution – EU/US dispute

Paragraph 16 (first part)

525

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Spaak, Teverson, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sornosa Martínez, Svensson, Theonas, Vinci

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Souchet, Striby

**NI:** Amadeo, Antony, Blot, Cellai, Dillen, Farassino, Féret, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Pen, Le Rachinel, Martinez, Muscardini, Pinel, Raschhofer, Stirbois, Trizza, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Donnelly Brendan Patrick, Ebner, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourcans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête,

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Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Ligabue, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Poggiolini, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Roving, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schlüter, Schröder, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Viola, Virgin, Wieland

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Tamino, Telkämper, Ullmann, Wolf

## 7. Joint resolution – EU/US dispute

### Paragraph 16 (second part)

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**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Väyrynen, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Castellina

**I-EDN:** Berthu, Bonde, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Souchet, Striby

**NI:** Amadeo, Antony, Blot, Cellai, Farassino, Féret, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Pen, Le Rachinel, Martinez, Muscardini, Pinel, Raschhofer, Stirbois, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Donnelly Brendan Patrick, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo,



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García-Margallo y Marfil, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pirker, Plumb, Poettering, Poggiolini, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schröder, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Viola, Virgin, Wieland

**PSE:** Blak, Dankert

**UPE:** Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Marsset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sornosa Martínez, Svensson, Theonas, Vinci

**I-EDN:** Blokland, van Dam

**PPE:** Pimenta

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahan, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Wilson, Wynn, Zimmermann

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Tamino, Telkämper, Ullmann, Wolf

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**NI:** Dillen, Vanhecke

**PPE:** Böge, Schierhuber

Wednesday 5 May 1999

## 8. Joint resolution – EU/US dispute

## Paragraph 16 (third part)

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, González Triviño, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** Fassa, Lindqvist

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sornosa Martínez, Svensson, Theonas, Vinci

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Souchet, Striby

**NI:** Antony, Blot, Dillen, Féret, Gollnisch, Hager, Kronberger, Lang, Le Gallou, Le Pen, Le Rachinel, Martinez, Pinel, Raschhofer, Stirbois, Vanhecke

**PPE:** Argyros, Banotti, Bébéar, Colombo Svevo, von Habsburg, Pimenta, Schierhuber

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Augias, Balfe, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Blak, Bösch, Bontempi, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnoek, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Ruffolo, Sakellariou, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Tsatsos, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Wilson, Wynn, Zimmermann

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Orlando, Schörling, Schroedter, Tamino, Telkämper, Ullmann, Wolf

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**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijns-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Olsson, Plooijs-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Spaak, Teverson, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**NI:** Amadeo, Cellai, Farassino, Muscardini, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Arroni, Azzolini, Baldi, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Brok, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterrie, Chichester, Christodoulou, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Donnelly Brendan Patrick, Ebner, Elles, Escudero, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen,

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Laurila, Lehideux, Lehne, Lenz, Liese, Ligabue, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pirker, Plumb, Poettering, Poggiolini, Pomés Ruiz, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schleicher, Schlüter, Schröder, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Viola, Virgin, Wieland

**UPE:** Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

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**ELDR:** Nordmann

**PPE:** Ferber

### 9. Joint resolution – EU/US dispute

#### Paragraph 17

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, González Triviño, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Sainjon, Saint-Pierre, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Caligaris, Cars, Cox, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uytbroeck, Nordmann, Olsson, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Spaak, Teverson, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Castellina, Coates, Elmalan, Ephremidis, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sornosa Martínez, Svensson, Theonas, Vinci

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Souchet, Striby

**NI:** Amadeo, Antony, Blot, Cellai, Dillen, Féret, Gollnisch, Kronberger, Lang, Le Gallou, Le Pen, Le Rachinel, Martinez, Muscardini, Pinel, Stirbois, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Argyros, Arias Cañete, Arroni, Azzolini, Baldi, Banotti, Bardong, Bébéar, Bennasar Tous, Berend, Bernard-Reymond, Bianco, Böge, Bourlanges, Burenstam Linder, Burtone, Camisón Asensio, Campoy Zueco, Carlsson, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Chichester, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Deprez, Dimitrakopoulos, Donnelly Brendan Patrick, Ebner, Escudero, Estevan Bolea, Fabra Vallés, Ferber, Fernández Martín, Ferrer, Ferri, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gähler, von Habsburg, Hatzidakis, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehne, Lenz, Liese, Ligabue, Lulling, McCartin, McIntosh, McMillan-Scott, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Matikainen-Kallström, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mezzaroma, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Perry, Pex, Pimenta, Pirker, Plumb, Poettering, Poggiolini, Pomés Ruiz, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafranca Sánchez-Neyra, Santini, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schlüter, Schröder, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Sturdy, Theato, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Verwaerde, Viola, Virgin, Wieland

Wednesday 5 May 1999

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Bernardini, Billingham, Blak, Bösch, Botz, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Frutos Gama, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lange, Lienemann, Lindeperg, Linkohr, Lööw, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Newman, Oddy, Paasilinna, Paasio, Palm, Papakyriazis, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Roubatis, Sakellariou, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Smith, Speciale, Spiers, Stockmann, Swoboda, Tannert, Tappin, Terrón i Cusí, Theorin, Thomas, Titley, Tomlinson, Tongue, Torres Marques, Truscott, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Aldo, Andrews, Baggioni, Bazin, van Bladel, Cabrol, Cardona, Carrère d'Encausse, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pasty, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kerr, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Schörling, Schroedter, Tamino, Telkämper, Ullmann, Wolf

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**PPE:** Brok

**PSE:** Balfe

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Thursday 6 May 1999

**MINUTES OF THE SITTING OF THURSDAY 6 MAY 1999**

(1999/C 279/04)

**PART I****Proceedings of the sitting**

IN THE CHAIR: Mr HAARDER

*Vice-President**(The sitting opened at 09.00)*

Mr Spencer, chairman of the Foreign Affairs Committee, noted the arrival in Rome of Ibrahim Rugova and called on the President to ask the President of Parliament firstly to forward Parliament's best wishes to Dr Rugova and his family and secondly to invite him to the meeting of the Foreign Affairs Committee on 21 and 22 June (the President undertook to forward this request).

The following spoke on the same matter:

- Mr Soulier, who supported Mr Spencer's request;
- Mr Imbeni, who also supported Mr Spencer's request and said it would be appropriate for the President of Parliament, together with the chairman of the Foreign Affairs Committee, to consider the possibility of sending a small delegation from Parliament to Rome in the next few days to meet Dr Rugova (the President replied that he would forward this request immediately to the President of Parliament so that a decision could be taken before tomorrow);
- Mrs Pack, chairman of the Delegation for Relations with South-East Europe, who insisted a meeting with Dr Rugova should be arranged as soon as possible;
- Mr Bianco, who agreed with the two previous speakers.

**1. Approval of Minutes of previous sitting**

Mrs Poisson had informed the Chair that she had been present the previous day but that her name was not on the attendance register.

*The following spoke:*

- Mr Sarlis, who announced he had been present during the previous day's sitting but that his name was not on the attendance register;
- Mrs Maes, on the vote on the Rothley report (Part I, Item 7);

— Mr Fabre-Aubrespy who, with reference to the vote under Part I, Item 6, questioned the use of the term 'election' for the confirmation of Romano Prodi as Commission President (the President replied that this wording was based on the terminology of the Rules of Procedure);

— Mr Elles, who referred to the vote on the financial perspective for the years 2000-2006 (Colom i Naval report — A4-0230/99) which would be taking place at voting time at 11.00 that morning, and explained that the Committee on Budgets, having noted that it was planned to take the vote by a simple majority, had written to the President of Parliament pointing out that, in the committee's opinion, the vote should be taken by a qualified majority; he called on the President to distribute a note to Members before the vote explaining why a simple majority was required (the President replied that he would forward this observation to the President of Parliament and added that as the President of Parliament was himself chairing the vote, he would undoubtedly take the necessary decision when the vote was called);

— Mrs Palacio Vallelersundi, who pointed out that the matter had already been resolved in case law, in particular on the basis of the principle laid down in the Treaty whereby Parliament voted by a simple majority unless the Treaty provided otherwise (the President undertook to refer this observation to the President of Parliament).

The Minutes of the previous sitting were approved.

**2. Documents received**

The President had received the following motion for a resolution, pursuant to Rule 45:

— by Mrs Muscardini on the harmonisation of bureaucratic rules (B4-0513/99)

referred to  
responsible: ECON  
opinion: ESOC

**3. Transfer of appropriations**

The Committee on Budgets had considered proposal for transfer of appropriations No 3/99 (SEC(99)0574 — C4-0205/99) concerning non-compulsory expenditure against budget headings B5-900, Reserve for decentralised agencies, B3-1025, European Centre for the Development of Vocational Training, B3-4311, European Agency for Safety and Health at Work, B3-441 European Monitoring Centre for Drugs and Drug Addiction, and B4-3101, Subsidy to the European Environment Agency.

Thursday 6 May 1999

It had decided to authorise, in accordance with Article 26(5)(b) of the Financial Regulation, the transfer of part of the reserve entered in Article B5-900, Reserve for decentralised agencies:

(for Article B5-900: Reserve for decentralised agencies) involving an amount of

CA	EUR 450 000
PA	EUR 450 000

to Article B3-441: European Monitoring Centre for Drugs and Drug Addiction

involving an amount of

CA	EUR 450 000
PA	EUR 450 000

However, the rest of the transfer had been rejected.

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The Committee on Budgets had considered proposal for transfer of appropriations No 4/99 (SEC(99)0510 — C4-0196/99) concerning non-compulsory expenditure against budget headings B3-2001 Kaleidoscope, B3-2002 Ariane, B3-4304 Health and well-being, B5-336 Action against illegal and harmful content on the Internet, B5-600 Policy on statistical information concerned with non-Member countries and B7-611 Integrating gender issues in development.

It had decided to authorise, in accordance with Article 26(5)(b) of the Financial Regulation, the transfer of part of the reserve entered in Article B0-40, Provisions:

for Item B3-2001: Kaleidoscope involving an amount of

CA	EUR 10 200 000
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for Item B3-2002: Ariane involving an amount of

CA	EUR 4 100 000
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for Item B3-4304: Health and well-being involving an amount of

CA	EUR 5 400 000
PA	EUR 3 300 000

for Article B5-336: Action against illegal and harmful content on the Internet

involving an amount of

CA	EUR 5 500 000
PA	EUR 1 000 000

for Article B5-600: Policy on statistical information concerned with non-Member countries

involving an amount of

CA	EUR 8 000 000
PA	EUR 3 000 000

for Article B7-611: Integrating gender issues in development

involving an amount of

CA	EUR 3 300 000
PA	EUR 250 000

to Item B3-2001: Kaleidoscope involving an amount of

CA	EUR 10 200 000
----	----------------

to Item B3-2002: Ariane involving an amount of

CA	EUR 4 100 000
----	---------------

to Item B3-4304: Health and well-being involving an amount of

CA	EUR 5 400 000
PA	EUR 3 300 000

to Article B5-336: Action against illegal and harmful content on the Internet

involving an amount of

CA	EUR 5 500 000
PA	EUR 1 000 000

to Article B5-600: Policy on statistical information concerned with non-Member countries

involving an amount of

CA	EUR 8 000 000
PA	EUR 3 000 000

to Article B7-611: Integrating gender issues in development

involving an amount of

CA	EUR 3 300 000
PA	EUR 250 000

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\* \*

The Committee on Budgets had considered proposal for transfer of appropriations No 5/99 (SEC(99)0519 — C4-0199/99) concerning budget lines B0-230, Reserve for loans and loan guarantees to and in non-member countries, and B0-240, Payments to the Guarantee Fund in respect of new operations.

This request for transfer was governed by the procedure laid down in Article 15 of the 1993 Interinstitutional Agreement.

Pursuant to Article 26 of the Financial Regulation, the committee had delivered a favourable opinion on the transfer of a part of the reserve entered:

in Chapter B0-23: Guarantee reserve in respect of line B0-230

in respect of an amount of

NDA	EUR 229 089 000
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in line B0-240: Payments to the Guarantee Fund in respect of new operations

in respect of an amount of

NDA	EUR 229 089 000
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Should the Council take a decision which differs from that taken by Parliament, a trilogue should be convened pursuant to Article 15 of the 1993 Interinstitutional Agreement.

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Thursday 6 May 1999

The Committee on Budgets had considered proposal for transfer of appropriations No 6/99 (SEC(99)0483 — C4-0177/99) and had noted that this proposal sought to transfer from Chapter 100 a total appropriation of EUR 598 000 to budget items C-1110 Auxiliary staff, C-130 Mission expenses, travel expenses and incidental expenditure, C-1820 Further training, retraining and information for staff, C-1840 Running costs of restaurants and canteens, C-1880 Miscellaneous expenditure on recruitment, C-214 Engineering work and special projects contracted out, C-2203 Maintenance, use and repair of technical equipment and installations, C-2210 New purchases of furniture, C-2211 Replacement furniture and C-241 Telephone, telegraph, telex, television.

It had authorised the following amounts:

C-1110	Auxiliary staff	EUR 100 000
C-130	Mission expenses, travel expenses and incidental expenditure	EUR 30 000
C-1820	Further training, retraining and information for staff	EUR 30 000
C-1840	Running costs of restaurants and canteens	EUR 8 000
C-1880	Miscellaneous expenditure on recruitment	EUR 10 000
C-214	Engineering work and special projects contracted out	EUR 100 000
C-2203	Maintenance, use and repair of technical equipment and installations	EUR 150 000
C-2210	New purchases of furniture	EUR 30 000
C-2211	Replacement furniture	EUR 60 000
C-241	Telephone, telegraph, telex, television	<u>EUR 30 000</u>
	Total	EUR 548 000

However, the rest of the transfer had been rejected.

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The Committee on Budgets had considered proposal for transfer of appropriations No 7/99 (SEC(99)0521 — C4-0202/99) and had noted that this proposal sought to transfer

a total appropriation of EUR 502 000 from Chapter 100 for headings 1100, Basic salaries, 1110, Auxiliary staff and 1891, Other freelance interpreters.

It had authorised the whole of this transfer:

1100	Basic salaries	EUR 252 000
1110	Auxiliary staff	EUR 150 000
1891	Other freelance interpreters	<u>EUR 100 000</u>
	Total	EUR 502 000

The Committee on Budgets had considered proposal for transfer of appropriations No 8/99 (SEC(99)0500 — C4-0197/99) and had noted that the proposal sought to transfer from Chapter C-102 a total appropriation of EUR 27 000 000 for Articles C-200, Rent, and C-208, Other expenditure.

It had approved the transfer in its entirety.

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The Committee on Budgets had considered proposal for transfer of appropriations No 10/99 (SEC(99)0562 — C4-0203/99) and had noted that the proposal sought to transfer, from Chapter C-102, a total appropriation of EUR 27 000 000 for Articles C-200, Rent, and C-208, Other expenditure.

It had authorised the following amounts:

C-200	Rent	EUR 900 000
C-208	Other expenditure	<u>EUR 100 000</u>
	Total	EUR 1 000 000

However, the rest of the transfer had been rejected.

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The Committee on Budgets had considered proposal for transfer of appropriations No 11/99 (SEC(99)0563 — C4-0206/99) and had noted that the proposal sought to transfer, from Chapter A-100, a total appropriation of EUR 1 813 582 for headings A-1003, Representation allowances, A-130, Mission expenses, travel expenses and incidental expenditure, A-1880, Miscellaneous expenditure on recruitment, A-250, Meetings in general, A-255, Miscellaneous expenditure on the organisation of and participation in conferences, congresses and meetings, and A-272, Expenditure on the dissemination of information and on participation in public events.

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It had authorised the following amounts:

A-130	Mission expenses, travel expenses and incidental expenditure	EUR 116 082
A-1003	Representation allowances	EUR 12 500
A-250	Meetings in general	EUR 1 245 000
A-255	Miscellaneous expenditure on the organisation of and participation in conferences, congresses and meetings	EUR 40 000
A-272	Expenditure on the dissemination of information and on participation in public events	<u>EUR 30 000</u>
	Total	1 443 582

However, the rest of the transfer had been rejected.

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The Committee on Budgets had considered proposal for transfer of appropriations No 12/99 (SEC(99)0573 — C4-0207/99) concerning budget headings A-10 0, Provisional appropriations, A7-003, National and international civil servants and private sector staff temporarily assigned to services of the institution, A-701, Mission expenses, travel expenses and incidental expenditure, A7-030, Meetings in general, A7-031, Expenditure on meetings of committees whose consultation is compulsory in the procedure for drafting Community legislation, A7-032, Expenditure on meetings of committees whose consultation is not compulsory in the procedure for drafting Community legislation, and A7-033, Other commissions and committees operating within the European Coal and Steel Community.

It had decided, in accordance with Article 26(5)(b) of the Financial Regulation, to reject the transfer proposal submitted by the Commission because of the inadequate reasons given with regard to the conditions laid down by the budgetary authority.

However, it was prepared to reconsider a fresh proposal for transfer, at its meeting of 21/22 June 1999, provided that the requisite conditions had been met.

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The Committee on Budgets had considered proposal for transfer of appropriations No 14/99 (SEC(99)0570 — C4-0204/99) concerning budget Item B7-6600, External cooperation measures.

It had decided to reject, in accordance with Article 26(5)(b) of the Financial Regulation, the transfer of part of the reserve entered in Chapter B0-40, Provisions:

for Item B7-6600: External cooperation measures

involving an amount of

CA	EUR 10 000 000
PA	EUR 10 000 000

to Item B7-6600: External cooperation measures

involving an amount of

CA	EUR 10 000 000
PA	EUR 10 000 000

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\* \*

The Committee on Budgets had considered proposal for transfer of appropriations No 15/99 (SEC(99)0648 — C4-0222/99) concerning Article B5-803, European refugee fund.

It had decided to reject, in accordance with Article 26(5)(b) of the Financial Regulation, the transfer of part of the reserve entered in Article B0-40, Provisions:

for Article B5-803: European refugee fund

involving an amount of

CA	EUR 5 100 000
PA	EUR 100 000

to Article B5-803: European refugee fund

involving an amount of

CA	EUR 5 100 000
PA	EUR 100 000

#### 4. Schengen (debate)

Mr Voggenhuber moved the oral question he had tabled with Mr Andersson, on behalf of the Committee on Civil Liberties and Internal Affairs, to the Council on Schengen (B4-0336/99).

Mr Schapper answered the question on behalf of the Council.

The following spoke: Mrs Van Lancker, on behalf of the PSE Group, Mrs Cederschiöld, on behalf of the PPE Group, Mr Wiebenga, on behalf of the ELDR Group, Mrs Pradier, on behalf of the ARE Group, Mr Krarup, on behalf of the I-EDN Group, Mr Andersson, Mrs Palacio Vallelersundi, Mrs d'Ancona and Mr Schapper.

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The President had received a motion for a resolution pursuant to Rule 40(5) from the following Member:

— d'Ancona, on behalf of the Committee on Civil Liberties and Internal Affairs, on the Schengen acquis (B4-0429/99/rev).

The President closed the debate.

Vote: Item 40.

IN THE CHAIR: Mr COT

*Vice-President*

## 5. Legal aspects of electronic trading \*\*\*I (debate)

Mrs Oddy introduced her report, drawn up on behalf of the Committee on Legal Affairs and Citizens' Rights, on the proposal for a European Parliament and Council Directive on certain legal aspects of electronic commerce in the internal market (COM(98)0586 — C4-0020/99 — 98/0325(COD)) (A4-0248/99).

Draftsmen (Hughes procedure): Mr Hoppenstedt (ECON) and Mr Whitehead (ENVI)

The following spoke: Mr Whitehead, draftsman of the opinion of the Committee on the Environment, Mr Hoppenstedt, draftsman of the opinion of the Committee on Economic Affairs, Mrs Heinisch, draftsman of the opinion of the Committee on Culture, Mr Barzanti, on behalf of the PSE Group, Mrs Palacio Vallelersundi, on behalf of the PPE Group, Mrs Thors, on behalf of the ELDR Group, Mrs Sandbæk, on behalf of the I-EDN Group, Mr Hager, Non-attached Member, Mr Medina Ortega, Mr Cassidy, Mr Watson, Mr Blokland, Mr Paasilinna, Mrs Lulling, Mrs Plooi-j-van Gorsel, Mr Bru Purón, Mrs Cederschiöld, Mr Herman, Mr Garosci, Mrs Klaß and Mr Liikanen, Member of the Commission.

The President closed the debate.

Vote: Item 25.

IN THE CHAIR: Mr GIL-ROBLES GIL-DELGADO

*President*

*The following spoke:*

— Mrs Gebhardt who complained that her report on the recognition of qualifications for liberalised professional activities (A4-0253/99) which was a codecision document for third reading would be debated that evening and put to the vote the following day (the President replied that the Conference of Presidents had decided this from the outset and that Friday's sitting was no different from that of another day);

— Mr Medina Ortega who, on behalf of the PSE Group, asked that the McCarthy/Hatzidakis recommendation on the general provisions on the Structural Funds (A4-0264/99) which was a global guideline document be put to the vote before the other documents under 'Agenda 2000' (the President replied that in this case the normal order of vote for the different types of legislative texts would be followed);

— Mrs Lulling who protested that her report on statistics concerning trading of goods between Member States (A4-0226/99) which was also a codecision document for third reading would be put to the vote on Friday as, according to her, the majority required for a possible rejection of the joint text would not be present that day (the President pointed out that her report required only a simple majority);

— Mrs Pack who, with reference to the speeches made at the beginning of the sitting (before Item 1) on the possibility of sending a small delegation from Parliament to Rome in the next few days to meet Dr Rugova, asked that, if this were authorised, that it should be in the very near future (the President replied that he would put this request to the Conference of President who were meeting that evening and would recommend that it be approved);

— Mr Falconer who asked whether professional photographers were allowed to take photographs from the public gallery using a tele-lens (the President replied that the photographer present in the gallery had received official authorisation);

— Mrs McCarthy, who supported Mr Medina Ortega's request, as she considered that framework Regulations should be considered before implementing Regulations (the President decided to follow her advice).

*VOTING TIME*

*SEE ANNEX TO THE MINUTES FOR THE RESULTS OF ROLL-CALL VOTES*

## 6. Zoonoses \*\*\*I (vote)

Proposal for a European Parliament and Council Directive amending Directive 92/117/EEC concerning measures for protection against specified zoonoses and specific zoonotic agents in animals and products of animal origin in order to prevent outbreaks of food-borne infections and intoxications (COM(99)0004 — C4-0068/99 — 99/0003(COD) — former 99/0003(SYN))

*Confirmation of first reading  
(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 1*).

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**7. IDA \*\*\*I/\*\*\*II (vote)**

Proposal for a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of an access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (COM(97)0661 — C4-0067/98 — 97/0341(COD) — former 97/3415(SYN)) and decision on the common position (EC) 9/99 adopted by the Council in view of the adoption of a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (13491/2/98 — C4-0012/99 — 97/0341(COD) — former 97/3415(SYN))  
*Confirmation of first and second readings*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 2*).

**8. Altener II \*\*\*I (vote)**

Proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of energy efficiency in the Community — Altener II (1998-2002) (COM(97)0550 — C4-0071/98 — 97/0370(COD) — former 97/0370(SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 3*).

**9. Energy efficiency \*\*\*I (vote)**

Proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of energy efficiency (1998-2002) (COM(97)0550 — C4-0072/98 — 97/0371(COD) — former 97/0371(SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 4*).

**10. Working time \*\*\*I (vote)**

Proposal for a European Parliament and Council Directive amending Directive 93/104/EC concerning certain aspects of the organisation of working time in the sectors and activities excluded from that Directive (COM(98)0662 — C4-0715/98 — 98/0318(COD) — former 98/0318 (SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 5*).

**11. Working time for mobile workers \*\*\*I (vote)**

Proposal for a European Parliament and Council Directive relating to the organisation of working time for mobile workers performing road transport activities and for self-employed drivers (COM(98) 0662-C4-0716/98 — 98/0319(COD) — former 98/0319(SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 6*).

**12. Working time for seafarers \*\*\*I (vote)**

Proposal for a European Parliament and Council Directive concerning the enforcement of seafarers' hours of work on board ships using Community ports (COM(98)0662 — C4-0717/98 — 98/0321(COD) — former 98/032(SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 7*).

**13. Eco-label \*\*\*I (vote)**

Proposal for a European Parliament and Council Regulation on a revised Community eco-label award scheme (COM(96)0603 — C4-157/97 — 96/0312 (COD) — former 96/0312(SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 8*).

**14. End of life vehicles \*\*\*I (vote)**

Proposal for a European Parliament and Council Directive on end of life vehicles (COM(97)0358 — C4-0639/97 — 97/0194 (COD) — former 97/0194(SYN))  
*Confirmation of first reading*  
*(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 9*).

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**15. Fuel economy \*\*\*I (vote)**

Proposal for a European Parliament and Council Directive relating to the availability of consumer information on fuel economy in respect of the marketing of new passenger cars (COM(98)0489 — C4-0569/98 — 98/0272 (COD) — former 98/0272 (SYN))

*Confirmation of first reading  
(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 10*).

**16. Incineration of waste \*\*\*I (vote)**

Proposal for a European Parliament and Council Directive on the incineration of waste (COM(98)0558 — C4-0668/98 — 98/0289(COD) — former 98/0289(SYN))

*Confirmation of first reading  
(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 11*).

**17. Eco-management and audit scheme \*\*\*I (vote)**

Proposal for a European Parliament and Council Regulation allowing voluntary participation by organisations in a Community eco-management and audit scheme (COM(98)0622- C4-0683/98 — 98/0303(COD) — former 98/0303(SYN))

*Confirmation of first reading  
(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 12*).

**18. LIFE \*\*\*I (vote)**

Proposal for a European Parliament and Council Regulation concerning the financial instrument for the environment (LIFE) (COM(98)0720 — C4-0074/99 — 98/0336(COD) — former 98/0336(SYN))

*Confirmation of first reading  
(Simple majority)*

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 13*).

**19. VAT applicable to telecommunications \* (procedure without debate) (vote)**

Second report by the Committee on Economic and Monetary Affairs and Industrial Policy on the proposal for a Council Directive amending Directive 77/388/EEC as regards the value added tax arrangements applicable to telecommunications (COM(97)0004 — C4-0100/97 — 97/0030(CNS)) (A4-0266/99) (rapporteur: Mr Cox)  
*(Simple majority)*

PROPOSAL FOR A DIRECTIVE COM(97)0004 — C4-0100/97 — 97/0030(CNS):

*Amendments adopted: 1 to 9 collectively*

Parliament approved the Commission proposal as amended (*Part II, Item 14*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 14*).

**20. Interinstitutional agreement on the Fraud Prevention Office (procedure without debate) (vote)**

Report by the Committee on Budgetary Control on the draft interinstitutional agreement on internal investigations by the Fraud Prevention Office (COM(99)0140 — C4-0184/99) (A4-0263/99) (rapporteur: Mr Bösch)  
*(Simple majority)*

MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 15*).

**21. European Fraud Investigation Office \*\*\*I (vote)**

Bösch report — A4-0240/99  
*(Simple majority)*

PROPOSAL FOR A REGULATION COM(99)0140 — C4-0180/99 — 98/0329(CNS):

*Amendments adopted: 6 to 31 and 33 collectively; 34*

*Amendment fallen: 32*

*Amendments withdrawn: 1 to 5*

Parliament approved the Commission proposal as amended (*Part II, Item 16*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 16*).

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## 22. Agenda 2000 (vote)

- (a) *General provisions on the Structural Funds* \*\*\*  
McCarthy/Hatzidakis recommendation — A4-0264/99  
(Simple majority)

DRAFT DECISION (assent procedure)

Parliament adopted the decision and thus gave its assent to the draft Council Regulation by RCV (PSE) (*Part II, Item 17(a)*).

- (b) *ERDF* \*\*\*II  
Varela Suanzes-Carpegna recommendation for 2nd reading — A4-0246/99  
(Qualified majority)

Mr Varela Suanzes-Carpegna pointed out that if compromise am. 4 were to be adopted, a technical adaptation of Article 3(1) of the draft regulation would be necessary.

The President asked, pursuant to Rule 72(5), that the Commission make known its position on the amendments and the Council comment.

The following spoke: Mrs Wulf-Mathies, Member of the Commission, who said she agreed with Parliament's amendments and Mr Pohnert, representing the Council Presidency.

COMMON POSITION OF THE COUNCIL 6405/1/99 — C4-0182/99 — 98/0114(COD) — formerly 98/0114(SYN):

*Amendments adopted:* 1 and 2 collectively; 3 by RCV (PSE); 4 by RCV (PSE)

*Amendment rejected:* 5

The President declared the common position approved as amended (*Part II, Item 17(b)*).

- (c) *ESF* \*\*\* II  
Jöns recommendation for 2nd reading — A4-0250/99  
(Qualified majority)

The President asked, pursuant to Rule 72(5), that the Commission make known its position on the amendments and the Council comment.

The following spoke: Mrs Wulf-Mathies, Member of the Commission, who said she agreed with Parliament's amendments and Mr Pohnert, representing the Council Presidency.

COMMON POSITION OF THE COUNCIL 6406/01/99 — C4-0183/99 — 98/0115(COD) — formerly 98/0115(SYN):

*Amendments adopted:* 8 by RCV (PSE); 9 by RCV (PSE); 10 by RCV (PSE)

*Amendments rejected:* 5 and 6 collectively; 1, 2, 3, 4

*Amendment withdrawn:* 7

The President declared the common position approved as amended (*Part II, Item 17(c)*).

- (d) *Community financial aid in the field of trans-European networks* \*\*\*II  
Kellett-Bowman recommendation for 2nd reading — A4-0265/99  
(Qualified majority)

The President asked, pursuant to Rule 72(5), that the Commission make known its position on the amendments and the Council comment.

The following spoke Mr Liikanen, Member of the Commission, who said he agreed with Parliament's amendments and Mr Oehl, representing the Council Presidency.

Mr Samland, chairman of the Committee on Budgets, said that during the conciliation procedure with the Council, it had been agreed to replace in am. 2 the words 'increased to 2%' by 'increased up to 2%'; Mr Kellett-Bowman, rapporteur, agreed to this

COMMON POSITION OF THE COUNCIL C4-0006/99 — 98/0101(COD):

*Amendments adopted:* 1 to 21 collectively

The President declared the common position approved as amended (*Part II, Item 17(d)*).

- (e) *Financial perspective for the period 2000-2006*  
Colom i Naval report — A4-0230/99  
(Simple majority)

Mr Samland, chairman of the Committee on Budgets, said that on Monday the Committee on Budgets had voted in favour of the Colom i Naval report being put to the vote by qualified majority, pursuant, in particular, to Article 272(9), 4th and 5th subparagraphs, of the EC Treaty.

The President replied that, after having considered the matter and having requested the opinion of the Legal Service, it appeared that no provision of the Treaty or the Rules of Procedure imposed that majority. The majority laid down in Article 272 of the EC Treaty only concerned the budget and this majority was not applicable to interinstitutional agreements. Therefore, a simple majority only was required.

The following spoke: Mrs Palacio Vallelersundi, who supported the position taken by the President, and Mr Dell'Alba, Mrs Müller, Mr Colom i Naval, rapporteur, and Mr Bourlanges, who supported the position taken by Mr Samland.

The President decided to maintain the vote by simple majority.

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## MOTION FOR A RESOLUTION

*Amendments adopted:* 15 to 22, 24 and 26 collectively by EV (265 for, 141 against, 30 abstentions); 23; 25 by EV (246 for, 168 against, 35 abstentions); 27/rev. by EV (281 for, 110 against, 63 abstentions)

*Amendments rejected:* 2 to 6, 8 to 13, 28 and 14 collectively; 1; 7; 29 by EV (133 for, 306 against, 13 abstentions)

*The following spoke during the vote:*

— before the vote on am. 27/rev., Mr Fabre-Aubrespy, who questioned the admissibility of this amendment which, if adopted, would also lead to the adoption of an interinstitutional agreement, and Mr Samland who reminded the House that this amendment had been tabled in accordance with the Rules of Procedure.

— before the final vote, Mr Fabre-Aubrespy asked, on behalf of the I-EDN Group and pursuant to Rule 129, that the report be referred back to committee.

Mr Samland and Mr Elles spoke on this request.

Parliament rejected the request for referral back to committee.

Parliament adopted the resolution (*Part II, Item 17(e)*).

(f) *Cohesion Fund* \*\*\*  
Gerard Collins recommendation — A4-0218/99  
(Simple majority)

DRAFT DECISION (assent procedure)

Parliament adopted the decision and thereby gave its assent to the proposal for a Council Regulation (*Part II, Item 17(f)*).

(g) *Cohesion Fund (Annex II)* \*  
Gerard Collins report — A4-0228/99  
(Simple majority)

PROPOSAL FOR A REGULATION COM(98)0130 — C4-0194/99 — 98/0118(CNS):

*Amendments adopted:* 1 and 2 collectively

*Amendments rejected:* 3 and 4 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 17(g)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(g)*).

(h) *Arrangements and conditions for structural assistance in the fisheries sector* \*  
Arias Cañete second report — A4-0244/99  
(Simple majority)

I. PROPOSAL FOR A REGULATION COM(98)0131 — C4-0288/98 — 98/0116(CNS):

*Amendments adopted:* 1 to 3 and 5 to 7 collectively; 4 by split vote

*Split votes:*

am. 4 (ELDR):

1st part: text without point 4

2nd part: point 4

Parliament approved the Commission proposal as amended (*Part II, Item 17(h)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(h)*).

II. PROPOSAL FOR A REGULATION COM(98)0728 — C4-0101/99 — 98/0347(CNS):

*Amendments adopted:* 8 and 9, 11 to 36 and 38 to 45 collectively; 10; 37

*Separate votes:* am. 10, 37 (ELDR)

Parliament approved the Commission proposal as amended (*Part II, Item 17(h)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(h)*).

(i) *Pre-accession: coordination of aid to applicant countries* \*  
Barón Crespo second report — A4-0191/99  
(Simple majority)

PROPOSAL FOR A REGULATION COM(98)0551 — C4-0606/98 — 98/0094(CNS):

*Amendments adopted:* 1 to 10 (compromise am.) collectively

Parliament approved the Commission proposal as amended (*Part II, Item 17(i)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(i)*).

(j) *Pre-accession: support for agriculture and rural development* \*  
Sonneveld second report — A4-0214/99  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(j)*).

(k) *Instrument for structural policies for pre-Accession* \*  
Walter second report — A4-0238/99  
(Simple majority)

PROPOSAL FOR A REGULATION COM(98)0138 — C4-0301/98 — 98/0091(CNS):

*Amendments adopted:* 1 to 36 (compromise am.) collectively

Parliament approved the Commission proposal as amended (*Part II, Item 17(k)*).

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DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(k)*).

(l) *Guarantee fund for external actions* \*  
Supplementary Tomlinson report — A4-0146/99  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 17(l)*).

(m) *Support for rural development from the EAGGF* \*  
Görlach second report — A4-0229/99  
(Simple majority)

PROPOSAL FOR A REGULATION COM(98)0158 — C4-0297/98 — 98/0102(CNS):

*Amendments adopted:* 1 (compromise am.); 2 (compromise am.); 3 (compromise am.); 4 (compromise am.)

*Separate votes:* am. 2, 3, 4 (ELDR)

Parliament approved the Commission proposal as amended by RCV (GUE/NGL) (*Part II, Item 17(m)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(m)*).

(n) *Financing of the CAP* \*  
Mulder second report — A4-0213/99  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(n)*).

(o) *Common rules for direct support under the CAP* \*  
Graefe zu Baringdorf second report — A4-0231/99  
(Simple majority)

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(o)*).

(p) *COM in beef and veal* \*  
Garot second report — A4-0212/99  
(Simple majority)

PROPOSAL FOR A REGULATION COM(98)0158 — C4-0294/98 — 98/0109(CNS):

*Amendment adopted:* 1 (compromise am.)

Parliament approved the Commission proposal as amended by RCV (GUE/NGL) (*Part II, Item 17(p)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(p)*).

(q) *Additional levy in the milk and milk products sector* \*  
Goepel second report — A4-0232/99  
(Simple majority)

I. PROPOSAL FOR A REGULATION COM(98)0158 — C4-0295/98 — 98/0110(CNS):

*Amendment adopted:* 1 (compromise am.)

Parliament approved the Commission proposal as amended by RCV (GUE/NGL) (*Part II, Item 17(q)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(q)*).

II. PROPOSAL FOR A REGULATION COM(98)0158 — C4-0296/98 — 98/0111(CNS):

*Amendment adopted:* 2 (compromise am.)

Parliament approved the Commission proposal as amended by RCV (GUE/NGL) (*Part II, Item 17(q)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(q)*).

(r) *COM in the cereals sector* \*  
Fantuzzi second report — A4-0215/99  
(Simple majority)

I. PROPOSAL FOR A REGULATION COM(98)0158 — C4-0292/98 — 98/0107(CNS):

Parliament approved the Commission proposal by RCV (I-EDN) (*Part II, Item 17(r)*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL) (*Part II, Item 17(r)*).

II. PROPOSAL FOR A REGULATION COM(98)0158 — C4-0293/98 — 98/0108(CNS):

*Amendments adopted:* 1 (compromise am.) (1st part) by RCV (ELDR, PPE); 2 (compromise am.) by RCV (UPE)

*Amendment rejected:* 1 (compromise am.) (2nd part) by RCV (ELDR, PPE)

*Split votes:*

am. 1 (PPE, ELDR):

1st part: para. 1  
2nd part: para. 2

Parliament approved the Commission proposal as amended by RCV (GUE/NGL) (*Part II, Item 17(r)*).

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## DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (GUE/NGL, UPE) (*Part II, Item 17(r)*).

(s) *COM in wine* \*  
Philippe-Armand Martin second report — A4-0223/99  
(*Simple majority*)

PROPOSAL FOR A REGULATION COM(98)0370 — C4-0497/98 — 98/0126(CNS):

*Amendments adopted*: 1 (compromise am.) by RCV (UPE); 2 (compromise am.) by RCV (UPE)

Parliament approved the Commission proposal as amended (*Part II, Item 17(s)*).

## DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution by RCV (UPE) (*Part II, Item 17(s)*).

**23. Charging of heavy goods vehicles \*\*\*II**

Jarzembowski recommendation for 2nd reading — A4-0245/99

Mr Jarzembowski, rapporteur, asked that the vote be postponed to a subsequent part-session or to the following day provided that the up-dated version of his recommendation for 2nd reading was available which, he said, was not the case.

The following spoke on this request: Mr Swoboda, Mr Wijsenbeek and Mrs Hoff.

The President said that the Committee of the Regions might give its opinion by the following day and decided to postpone the vote to the following day while waiting for this.

**24. Protection of workers from the risks of explosive atmospheres \*\*\*II (vote)**

Pronk recommendation for 2nd reading — A4-0155/99  
(*Qualified majority*)

The President asked, pursuant to Rule 72(5), that the Commission make known its position on the amendments and the Council comment.

Mr Pronk, rapporteur, said that during the debate, Mr Flynn, Member of the Commission, had said that the Commission agreed with all of Parliament's amendments. He added that it was not necessary at this point to hear the Council's comments.

COMMON POSITION OF THE COUNCIL 13836/4/98 — C4-0003/99 — 95/0235(COD):

*Amendments adopted*: 2; 3; 6 and 8 collectively; 4; 5; 7

*Amendments ruled inadmissible (Rule 125(1)(e))*: 1

*Separate votes*: am. 4, 5 (UPE); 7 (PSE)

The President declared the common position approved as amended (*Part II, Item 18*).

**25. Legal aspects of electronic trading \*\*\*I (vote)**

Oddy report — A4-0248/99  
(*Simple majority*)

PROPOSAL FOR A DIRECTIVE COM(98)0586 — C4-0020/99 — 98/0325(COD):

*Amendments adopted*: 1 to 3, 5 to 8, 10 to 13, 16 to 20, 22 to 25, 28 to 30, 32 to 34, 37, 39, 40, 43, 49, 55 to 59, 62 and 64 to 67 (collectively); 4; 9; 14 by EV (217 for, 176 against, 15 abstentions); 15; 21; 26; 27 by EV (256 for, 152 against, 4 abstentions); 45 by EV (206 for, 193 against, 1 abstention); 46 by EV (192 for, 174 against, 43 abstentions); 47; 53 by EV (235 for, 186 against, 1 abstention); 54 by EV (237 for, 184 against, 1 abstention); 60; 61; 63 (1st part) by EV (221 for, 199 against, 3 abstentions); 38; 42 (para. 1); 73 by EV (216 for, 181 against, 10 abstentions); 48 by EV (220 for, 175 against, 3 abstentions); 68

*Amendments rejected*: 36 by EV (176 for, 204 against, 28 abstentions); 44 (1st part) by EV (202 for, 207 against, 4 abstentions), 44 (2nd part); 50 by EV (204 for, 208 against, 1 abstention); 51; 52; 63 (2nd part) by EV (74 for, 334 against, 12 abstentions); 70 and 76; 69 by split vote; 72; 75; 74 by EV (155 for, 259 against, 2 abstentions)

*Amendment fallen*: 42 (para. 2)

*Amendments not put to the vote (Rule 125(1)(e))*: 31; 41

*Amendments cancelled*: 35; 66 (covered by ams. 34 and 65)

*Amendments withdrawn*: 71; 74 (1st part)

*The following spoke during the vote*:

— Mr Kuhne, at the beginning of the vote, who pointed out a mistake in certain language versions of am. 63;

— Mr Watson who considered that the negative position taken by the Commission on ams 70 and 76 was unacceptable. (The President cut him off as he considered that the speaker was re-opening the debate).

*Separate votes*: am 4, 9 (UPE), 14 (PPE), 15 (UPE), 21 (PSE, UPE), 26, 27 (PPE), 36 (UPE, ELDR, PPE), 45 (PSE, ELDR, PPE), 46 (ELDR, PPE), 47 (PPE), 50 (PSE, ELDR, PPE), 51, 52, 53 (PPE), 54 (ELDR, PPE), 60 (PPE), 61 (PSE), annex II, indent 6 (PSE)

*Split votes*:

am. 44 (PSE):

1st part: the words 'shall not be prosecuted' and 'either strictly or for negligence'

2nd part: remainder of the text

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am. 63 (V, PSE):

1st part: text up to 'radio services'  
2nd part: remainder

am. 69 (ELDR):

1st part: para. 1 and 2  
2nd part: para. 3

Parliament approved the Commission proposal as amended  
(*Part II, Item 19*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 19*).

## 26. EC-Mexico Partnership Agreement \*\*\* (vote)

Miranda de Lage recommendation — A4-0220/99  
(*Simple majority*)

Mr Kreissl-Dörfler, on behalf of the V Group, asked, pursuant to Rule 129, that the recommendation be referred back to committee.

Parliament rejected the request by EV (166 for, 247 against, 7 abstentions)

DRAFT DECISION (assent procedure)

Parliament adopted the decision and thereby gave its assent to the draft agreement by RCV (V) (*Part II, Item 20*).

## 27. Procedures for the exercise of implementing powers conferred on the Commission \* (vote)

Aglietta report — A4-0169/99  
(*Simple majority*)

PROPOSAL FOR A DECISION COM(98)0380 — C4-0501/98 — 98/0219(CNS):

*Amendments adopted:* 1 to 8, 15, 17, 23, 24 and 26 collectively; 9 to 11 collectively; 12 to 14 collectively; 16, 18 to 22 and 25 collectively; 27 by RCV (UPE); 28 by RCV (UPE); 29 to 31 collectively; 35; 33

*Amendment fallen:* 32

*Amendment withdrawn:* 34

*Separate votes:* am. 9, 10, 11 collectively (UPE); 12, 13, 14 collectively (I-EDN); 16, 18, 19, 20, 21, 22, 25 collectively (UPE); 29, 30, 31 collectively (I-EDN)

Parliament approved the Commission proposal as amended  
(*Part II, Item 21*).

DRAFT LEGISLATIVE RESOLUTION:

*Amendment adopted:* 36

Parliament adopted the legislative resolution (*Part II, Item 21*).

## 28. Situation in Kosovo (vote)

Motions for resolutions B4-0443, 0444, 0445, 0454, 0471, 0472 and 0485/99  
(*Simple majority*)

MOTIONS FOR RESOLUTIONS B4-0443, 0444, 0445, 0454 and 0485/99:

— joint motion for a resolution tabled by the following Members:  
Wiersma, Imbeni, Barón Crespo, Titley and Swoboda, on behalf of the PSE Group  
Pack, Oostlander and von Habsburg, on behalf of the PPE Group  
Pasty, on behalf of the UPE Group  
Cars, on behalf of the ELDR Group  
Dupuis and Dell'Alba, on behalf of the ARE Group  
Carnero González  
to replace these motions with a new text:

*Amendments adopted:* 1 by EV (200 for, 195 against, 13 abstentions); 2 by EV (205 for, 183 against, 12 abstentions); 5 by RCV (ELDR); 7 by EV (188 for, 183 against, 29 abstentions)

*Amendments rejected:* 8; 9; 3 by RCV (ELDR); 4 by RCV (ELDR); 10; 6 by EV (179 for, 190 against, 21 abstentions); 11, 14, 15, 12 and 13 collectively

Parliament adopted the resolution (*Part II, Item 22*).

(Motions for resolutions B4-0471 and 0472/99 fell.)

## 29. Preparation for the European Council of 3 and 4 June 1999 — Institutional reform (vote)

(a) *Preparation for the European Council*

Motions for resolutions B4-0437, 0438, 0439, 0440, 0441, 0442 and 0456/99  
(*Simple majority*)

MOTIONS FOR RESOLUTIONS B4-0437, 0438, 0440, 0441 and 0442/99:

— joint motion for a resolution tabled by the following Members:  
Green and Medina Ortega, on behalf of the PSE Group  
Martens, Oomen-Ruijten and Brok, on behalf of the PPE Group  
Pasty, on behalf of the UPE Group  
Lalumière, on behalf of the ARE Group  
Spaak, on behalf of the ELDR Group  
to replace these motions with a new text:

*Amendments rejected:* 1 and 2 collectively

*Parts of text adopted by RCV:* para. 6 (1st and 2nd parts) (ELDR)

*Parts of text rejected by separate vote:* para. 14, 15 (PPE)



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*Split votes:*

para. 6 (ELDR):

1st part: the words 'not only to protect sectors and types of jobs facing difficulties but also'

2nd part: remainder of text

Parliament adopted the resolution (*Part II, Item 23(a)*).

(Motions for resolutions B4-0439 and 0456/99 fell.)

*(b) Institutional reform*

MOTION FOR A RESOLUTION B4-0428/99

*(Simple majority)**Amendments adopted:* 4; 1; 2 by EV (176 for, 147 against, 5 abstentions); 3 by EV (177 for, 173 against, 7 abstentions)*Amendments rejected:* 5 and 6 collectively*Parts of text adopted:* para. 4 (1st part); para. 4 (2nd part) by EV (181 for, 168 against, 4 abstentions); para. 7 by RCV (UPE); para. 8 (1st part); para. 8 (2nd part) by RCV (UPE); para. 18 by RCV (UPE); para. 19 (1st part), (2nd part) by RCV (UPE), (3rd part), (4th part)*Separate votes:* am. 4, 1 (PSE)*Split votes:*

para. 4 (PSE):

1st part: the word 'designate'

2nd part: remainder of text

para. 8 (UPE):

1st part: up to 'union of both peoples and states'

2nd part: remainder

para. 19 (UPE):

1st part: up to 'to all citizens'

2nd part: up to 'Community system'

3rd part: up to 'security and justice'

4th part: remainder

Parliament adopted the resolution by RCV (UPE) (*Part II, Item 23(b)*).\*  
\* \* \*

In view of the time the President decided to postpone the remaining two items to be voted until voting time that evening, after the vote on topical and urgent subjects.

Mr Fabre-Aubrespy made a personal statement following the remarks made by Mr Samland when the Colom i Naval report was put to the vote.

\*  
\* \* \**Explanations of vote were made by the following Members:*

Bösch report — A4-0240/99

— *in writing:* Hyland; Titley

McCarthy, Hatzidakis recommendation — A4-0264/99

— *in writing:* Schroedter, on behalf of the V Group; des Places, on behalf of the I-EDN Group; Caudron; Napoletano; Klaß; Titley; Trizza; Costa Neves; Darras; Cunha

Colom i Naval report — A4-0230/99

— *orally:* Bourlanges, Fabre-Aubrespy— *in writing:* des Places, on behalf of the I-EDN Group; Sandberg-Fries, Palm, Hulthén, Andersson, Lööw; Cederschiöld, Virgin; Willockx

Mr Fabre-Aubrespy expressed the opinion that the McCarthy/Hatzidakis recommendation (A4-0264/99) should not have been put to the vote given that the opinion of the Committee of the Regions was not available (the President replied that no such request had been tabled and that no-one had said that this opinion was essential).

IN THE CHAIR: Mr IMBENI

*Vice-President*

Gerard Collins recommendation — A4-0218/99

— *in writing:* des Places, on behalf of the I-EDN Group; Schroedter

Arias Cañete second report — A4-0244/99

— *in writing:* des Places, on behalf of the I-EDN Group

Sonneveld second report — A4-0214/99

— *in writing:* des Places, on behalf of the I-EDN Group

Görlach second report — A4-0229/99

— *in writing:* des Places, on behalf of the I-EDN Group; Querbes

Görlach, Graefe zu Baringdorf, Garot, Goepel, Fantuzzi, Philippe-Armand Martin second reports — A4-0229, 0231, 0212, 0232, 0215, 0223/99

— *in writing:* Gahrton, Schörling, Holm

Mulder second report — A4-0213/99

— *in writing:* des Places, on behalf of the I-EDN Group

Görlach, Mulder, Graefe zu Baringdorf, Garot, Goepel, Fantuzzi, Philippe-Armand Martin second reports — A4-0229, 0213, 0231, 0212, 0232, 0215, 0223/99

— *in writing:* Barthet-Mayer

Graefe zu Baringdorf second report — A4-0231/99

— *in writing:* des Places, on behalf of the I-EDN Group

Garot second report — A4-0212/99

— *in writing:* des Places, on behalf of the I-EDN Group; Cushnahan

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Goepel second report — A4-0232/99

— *in writing*: des Places, on behalf of the I-EDN Group

Fantuzzi second report — A4-0215/99

— *in writing*: des Places, on behalf of the I-EDN Group

Philippe-Armand Martin second report — A4-0223/99

— *in writing*: des Places, on behalf of the I-EDN Group; Lulling; Klauf

Pronk recommendation for 2nd reading — A4-0155/99

— *in writing*: Skinner

Oddy report — A4-0248/99

— *in writing*: Kirsten M. Jensen, Sindal, Iversen

Miranda de Lage recommendation — A4-0220/99

— *in writing*: Van Dam, on behalf of the I-EDN Group; Howitt; Bonde, Lis Jensen, Krarup, Sandbæk

Aglietta report — A4-0169/99

— *in writing*: Bonde, on behalf of the I-EDN Group; Berthu

Kosovo

— *orally*: des Places, on behalf of the I-EDN Group; Ripa di Meana

— *in writing*: Papakyriazis; Sjöstedt, Svensson, Eriksson; Castagnetti

European Council

— *in writing*: Wolf, on behalf of the V Group; Bonde, on behalf of the I-EDN Group; Berthu; Palm

Institutional reform

— *orally*: Berthu, on behalf of the I-EDN Group

— *in writing*: Delcroix; Willockx

\* \*  
\* \*

*Corrections to votes — Members present but not voting*

Mr De Luca said that he had not taken part in any of the votes up until the vote on the Colom i Naval report (A4-0230/99).

Mr Lehne said that he had been present but had not taken part in all the RCVs.

McCarthy/Hatzidakis recommendation — A4-0264/99

— draft decision

Intended to vote for: Schroedter, Anastassopoulos

Intended to vote against: Costa Neves

Present but did not take part in the vote: Rübzig

Varela Suanzes-Carpegna recommendation for 2nd reading — A4-0246/99

— am. 3

Intended to vote for: Brok, Buffetaut, Killilea

Present but did not take part in the vote: Rübzig

— am. 4

Intended to vote for: Pompidou, Killilea

Present but did not take part in the vote: Rübzig

Jöns recommendation for 2nd reading- A4-0250/99

— am. 8

Intended to abstain: Cederschiöld

Görlach second report — A4-0229/99

— Commission proposal

Intended to vote for: Cederschiöld, Brok, Chanterrie

— draft legislative resolution:

Intended to vote for: Brok

Mulder second report — A4-0213/99

— draft legislative resolution:

Intended to vote against: Donnay

Garot second report — A4-0212/99

— Commission proposal

Intended to vote for: Donnay

— draft legislative resolution:

Intended to vote for: Donnay

Fantuzzi second report — A4-0215/99

— first draft legislative resolution:

Intended to vote for: Malerba

— am. 1 1st part

Present but did not take part in the vote: Soltwedel-Schäfer

— am. 1 2nd part

Present but did not take part in the vote: Soltwedel-Schäfer

— am. 2

Present but did not take part in the vote: Soltwedel-Schäfer

— second Commission proposal

Intended to vote against: Galeote Quecedo

— second draft legislative resolution

Intended to vote for: Malerba

Philippe-Armand Martin second report — A4-0223/99

— am. 1

Present but did not take part in the vote: Soltwedel-Schäfer

Kosovo

— am. 3

Intended to vote against: Schroedter, Malone, Bonde, Sandbæk, Krarup, Lis Jensen

— am. 4

Intended to vote against: Bonde, Sandbæk, Krarup, Lis Jensen

— am. 5

Intended to vote for: Cederschiöld, Müller

Intended to vote against: Bonde, Sandbæk, Krarup, Lis Jensen

European Council

— para. 6 1st part

Intended to vote against: Cederschiöld

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Institutional reform

- para. 18  
Intended to vote for: Dybkjær

*END OF VOTING TIME**(The sitting was suspended at 13.30 and resumed at 15.00.)*

IN THE CHAIR: Mr GUTIÉRREZ DÍAZ

*Vice-President*

The following spoke: Mrs Oddy who announced that she had been suspended from the British Labour Party (the President took note of this information) and Mrs Pailler on the case of Mrs Daure-Serfaty in Morocco (the President reminded her of the provisions concerning topical and urgent debate).

TOPICAL AND URGENT DEBATE

The next item was the debate on topical and urgent subjects of major importance (*for titles and authors of motions for resolutions, see Minutes of Tuesday 4 May 1999, Part I, Item 5*).

**30. East Timor (debate)**

The next item was the debate on seven motions for resolutions (B4-0459, 0467, 0470, 0474, 0478, 0494 and 0510/99)

The following Members introduced motions for resolutions: Newens, Girão Pereira, Ribeiro, Bertens, Mendes Bota, Hautala and Maes.

The following spoke: Mr Barros Moura, on behalf of the PSE Group, Mrs Van Bladel, on behalf of the UPE Group, Mr Barros Moura, on Mrs Van Bladel's remarks, Mr Marín, Vice-President of the Commission, and Mrs Maes, who put a question to the Commission which Mr Marín answered.

The President closed the debate.

Vote: Item 35.

**31. Peace process in the Middle East (debate)**

The next item was the debate on six motions for resolutions (B4-0460, 0479, 0486, 0488, 0495 and 0503/99)

The following Members introduced motions for resolutions: Colajanni, Bertens, Van Bladel, Elmalan, von Habsburg and Gahrton.

The following spoke: Mr Swoboda, on behalf of the PSE Group, Mr Vallvé, on behalf of the ELDR Group, and Mr Marín, Vice-President of the Commission.

The President closed the debate.

Vote: Item 36.

**32. Human rights (debate)**

The next item was the joint debate on twenty-seven motions for resolutions (B4-0461, 0473, 0475, 0480, 0496, 0502, 0465, 0481, 0490, 0493, 0509, 0462, 0491, 0506, 0463, 0468, 0477, 0482, 0497, 0504, 0466, 0469, 0476, 0483, 0492, 0498 and 0501/99)

*Death penalty*

The following Members introduced motions for resolutions: Imbeni and Dupuis.

IN THE CHAIR: Mr IMBENI

*Vice-President*

The following Members introduced motions for resolutions: Cars, Lenz, Holm and Pailler.

*Kurds*

The following Members introduced motions for resolutions: Swoboda, Bertens, Papayannakis, Van Bladel and Ceyhun.

*Malaysia*

The following Members introduced motions for resolutions: Holm and Ford.

*Djibouti*

The following Members introduced motions for resolutions: Vecchi, Maes, Fassa and Lehideux.

*International Criminal Court*

The following Members introduced motions for resolutions: Barros Moura, Sierra González, Cars, Habsburg-Lothringen, Holm and Dell'Alba.

Mr Rübig spoke on behalf of the PPE Group.

Mr Marín, Vice-President of the Commission, spoke on the 'Human Rights' item as a whole.

The President closed the debate.

Vote: Item 37.

**33. Situation in the Comoros (debate)**

The next item was the debate on three motions for resolutions (B4-0487, 0507 and 0508/99)

The following Members introduced motions for resolutions: Lehideux and Hory.

The following spoke: Mr Vecchi, on behalf of the PSE Group, Mr Fassa, on behalf of the ELDR Group, Mr Marín, Vice-President of the Commission, and Mr Hory.

The President closed the debate.

Vote: Item 38.

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### 34. Temelín nuclear power station (debate)

The next item was the debate on eight motions for resolutions (B4-0457, 0458, 0464, 0484, 0489, 0499, 0500 and 0505/99)

The following Members introduced motions for resolutions: Flemming, Graenitz, Eisma, Mombaur, Weber and Voggenhuber.

The following spoke: Mr Oostlander, on behalf of the PPE Group, Mr Amadeo, non-attached Member, Mr Sichrovsky and Mr Marín, Vice-President of the Commission.

IN THE CHAIR: Mr David W. MARTIN

*Vice-President*

The President closed the debate.

Vote: Item 39.

*VOTE*

*(Simple majority)*

Mr Katiforis spoke on how Parliament might take account of the current situation in Kosovo.

### 35. East Timor (vote)

Motions for resolutions B4-0459, 0467, 0470, 0474, 0478, 0494 and 0510/99:

MOTIONS FOR RESOLUTIONS B4-0459, 0467, 0470, 0474, 0478, 0494 and 0510/99:

- joint motion for a resolution tabled by the following Members:  
Newens and Barros Moura, on behalf of the PSE Group  
Cunha, Costa Neves, Coelho, Porto and Mendes Bota, on behalf of the PPE Group  
Pasty, Rosado Fernandes, Van Bladel, Girão Pereira, Cardona and Janssen van Raay, on behalf of the UPE Group  
Bertens, on behalf of the ELDR Group  
Miranda, Ribeiro, Novo, Sierra González, Ainardi, Svensson and Seppänen, on behalf of the GUE/NGL Group  
Hautala, Telkämper and McKenna, on behalf of the V Group  
Maes and Dupuis, on behalf of the ARE Group  
to replace these motions with a new text:

*Amendment adopted:* 2 by RCV (UPE)

*Amendments rejected:* 1 by RCV (UPE); 3

*The following spoke during the vote:*

- Before the vote on am. 3 the President drew attention to a mistake in the French version of this amendment which should have said NATO and not the UN.

Parliament adopted the resolution (*Part II, Item 24*).

### 36. Peace process in the Middle East (vote)

Motions for resolutions B4-0460, 0479, 0486, 0488, 0495 and 0503/99

MOTIONS FOR RESOLUTIONS B4-0460, 0479, 0486, 0488, 0495 and 0503/99:

- joint motion for a resolution tabled by the following Members:  
Colajanni, Swoboda and Terrón i Cusí, on behalf of the PSE Group  
von Habsburg, Oostlander and Dimitrakopoulos, on behalf of the PPE Group  
Pasty, on behalf of the UPE Group  
Bertens, on behalf of the ELDR Group  
Wurtz, Vinci, Alavanos, Carnero González, Sjöstedt and Seppänen, on behalf of the GUE/NGL Group  
Gahrton, Aelvoet, Cohn-Bendit and Tamino, on behalf of the V Group  
Pradier, on behalf of the ARE Group  
to replace these motions with a new text:

Parliament adopted the resolution (*Part II, Item 25*).

### 37. Human rights (vote)

Motions for resolutions B4-0461, 0473, 0475, 0480, 0496, 0502, 0465, 0481, 0490, 0493, 0509, 0462, 0491, 0506, 0463, 0468, 0477, 0482, 0497, 0504, 0466, 0469, 0476, 0483, 0492, 0498 and 0501/99

*Death penalty*

MOTIONS FOR RESOLUTIONS B4-0461, 0473, 0475, 0480, 0496 and 0502/99:

- joint motion for a resolution tabled by the following Members:  
Swoboda, Barros Moura and Titley, on behalf of the PSE Group  
Lenz and Soulier, on behalf of the PPE Group  
Cars, on behalf of the ELDR Group  
Manisco, Paillier, Ilivitzky, Papayannakis, Jové Peres and Carnero González, on behalf of the GUE/NGL Group  
Aglietta and Orlando, on behalf of the V Group  
Dupuis, Dell'Alba and Hory, on behalf of the ARE Group  
to replace these motions with a new text:

*The following spoke during the vote:*

- Mr Dupuis proposed an oral amendment to recital E seeking to delete the words 'unlike the resolutions already adopted by the Commission on Human Rights'. The President established that there was no opposition to voting on this oral amendment.

Parliament adopted the resolution (*Part II, Item 26(a)*).

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*Kurds*

MOTIONS FOR RESOLUTIONS B4-0465, 0481, 0490, 0493, 0509/99:

- joint motion for a resolution tabled by the following Members:  
Swoboda, on behalf of the PSE Group  
Pasty and Van Bladel, on behalf of the UPE Group  
Bertens, on behalf of the ELDR Group  
Vinci, Marset Campos, Ripa di Meana, Ephremidis, Alavanos, Miranda and Eriksson, on behalf of the GUE/NGL Group  
Ceyhun, Aelvoet and Tamino, on behalf of the V Group  
to replace these motions with a new text:

Parliament adopted the resolution (*Part II, Item 26(b)*).

*Malaysia*

MOTIONS FOR RESOLUTIONS B4-0462, 0491 and 0506/99:

- joint motion for a resolution tabled by the following Members:  
Harrison, on behalf of the PSE Group  
Van Bladel and Pasty, on behalf of the UPE Group  
Bertens, on behalf of the ELDR Group  
Vinci and González Álvarez, on behalf of the GUE/NGL Group  
Telkämper and McKenna, on behalf of the V Group  
Maes, on behalf of the ARE Group  
to replace these motions with a new text:

Parliament adopted the resolution (*Part II, Item 26(c)*).

*Djibouti*

MOTIONS FOR RESOLUTIONS B4-0463, 0468, 0477, 0482, 0497 and 0504/99:

- joint motion for a resolution tabled by the following Members:  
Berès and Vecchi, on behalf of the PSE Group  
Lehideux, on behalf of the PPE Group  
Fassa, on behalf of the ELDR Group  
Wurtz and Vinci, on behalf of the GUE/NGL Group  
Telkämper and Aelvoet, on behalf of the V Group  
Pradier and Hory, on behalf of the ARE Group  
to replace these motions with a new text:

Parliament adopted the resolution (*Part II, Item 26(d)*).

*International Criminal Court*

MOTIONS FOR RESOLUTIONS B4-0466, 0469, 0476, 0483, 0498 and 0501/99:

- joint motion for a resolution tabled by the following Members:  
Swoboda, Barros Moura and Titley, on behalf of the PSE Group  
Oostlander and Habsburg-Lothringen, on behalf of the PPE Group  
Van Bladel and Pasty, on behalf of the UPE Group

Cars and Fassa, on behalf of the ELDR Group  
Sierra González, Papayannakis, Eriksson, Seppänen and Carnero González, on behalf of the GUE/NGL Group  
Aglietta, Schroedter, Ullmann and Müller, on behalf of the V Group

Dupuis, Dell'Alba and Hory, on behalf of the ARE Group  
to replace these motions with a new text:

Parliament adopted the resolution (*Part II, Item 26(e)*).

(Motion for a resolution B4-0492/99 fell)

**38. Situation in the Comoros (vote)**

Motions for resolutions B4-0487, 0507 and 0508/99

MOTIONS FOR RESOLUTIONS B4-0487, 0507 and 0508/99:

- joint motion for a resolution tabled by the following Members:  
Vecchi, on behalf of the PSE Group  
Corrie, on behalf of the PPE Group  
Pasty, Aldo and Girão Pereira, on behalf of the UPE Group  
Fassa, on behalf of the ELDR Group  
Sierra González, on behalf of the GUE/NGL Group  
Telkämper and Aelvoet, on behalf of the V Group  
Hory, on behalf of the ARE Group  
to replace these motions with a new text:

Parliament adopted the resolution (*Part II, Item 27*).

**39. Temelín nuclear power station (vote)**

Motions for resolutions B4-0457, 0458, 0464, 0484, 0489, 0499, 0500 and 0505/99

MOTIONS FOR RESOLUTIONS B4-0457, 0464, 0484, 0489, 0499, 0500 and 0505/99:

- joint motion for a resolution tabled by the following Members:  
Graenitz, Swoboda and Berger, on behalf of the PSE Group  
Rovsing, Mombaur and Quisthoudt-Rowohl, on behalf of the PPE Group  
Frischenschlager and Eisma, on behalf of the ELDR Group  
Marset Campos, Manisco and González Álvarez, on behalf of the GUE/NGL Group  
Voggenhuber, Bloch von Blottnitz, Ahern, Lannoye and Breyer, on behalf of the V Group  
Weber and Hudghton, on behalf of the ARE Group  
Stenzel, Flemming and others  
to replace these motions with a new text:

Para. 4 was adopted by RCV (V).

*The following spoke during the vote:*

- Mr Swoboda proposed an oral amendment to para. 5 seeking to introduce, before the word 'cooperation' the words 'continue its'. The President established that there was no opposition to voting on this oral amendment;

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— Mr Provan requested separate votes on paras. 7, 8 and 9 (the President refused to agree to his request as it had been introduced too late);

Parliament adopted the resolution (*Part II, Item 28*).

(Motion for a resolution B4-0458/99 fell).

*END OF TOPICAL AND URGENT DEBATE*

*VOTING TIME*

The President informed Members that they should leave their voting card in their voting machine that evening when leaving the Chamber.

The following made remarks on this matter: Mr Kellett-Bowman and Mr Rübzig.

#### 40. Schengen (vote)

Motion for a resolution B4-0429/99/rev.  
(*Simple majority*)

MOTION FOR A RESOLUTION:

*Amendments adopted:* 19, 6, 7, 9, 21, 10 to 14 and 17 collectively; 8, 15 and 16 collectively; 18; 4 by EV (105 for, 66 against, 3 abstentions); 20

*Amendments rejected:* 1; 3

*Amendment fallen:* 5

*Amendment withdrawn:* 2

*Separate votes:* am. 1, 3, 4 (PSE); recitals B to E, subtitle and para. 2 to 8 collectively (PPE)

Parliament adopted the resolution (*Part II, Item 29*).

#### 41. Fixed-term contracts (vote)

Jöns report — A4-0261/99  
(*Simple majority*)

MOTION FOR A RESOLUTION

*Parts of text adopted by EV:* recital U (2nd part) (103 for, 63 against, 1 abstention)

*The following spoke during the vote:*

— The President informed Parliament at the beginning of the vote that Mrs Jöns, rapporteur, had drawn attention to an error in paragraph 21, the end of which ('or regarding the conditions of access of those employees to appropriate vocational training opportunities;') should be deleted.

*Separate votes:* para. 8, 15 collectively (UPE); 10, 18, 20 (PPE); 24, 25 collectively (UPE)

*Split votes:*

recital U (UPE):

1st part: up to 'direct or indirect'  
2nd part: remainder

para. 16 (PPE):

1st part: up to 'quantitative'  
2nd part: remainder

Parliament adopted the resolution (*Part II, Item 30*).

\*  
\*       \*       \*

*Explanations of vote were made by the following Members:*

Jöns report — A4-0261/99

— *in writing:* Wolf

*Corrections to votes*

Miranda de Lage recommendation — A4-0220/99

— final vote  
Intended to vote against: Palm

East Timor

— ams 1 and 2  
Intended to vote for: Donnay

Temelín nuclear power station

— para. 4  
Intended to vote against: Flemming

*END OF VOTING TIME*

#### 42. Recognition of qualifications for liberalised professional activities \*\*\*III (debate)

Mrs Gebhardt introduced the report, drawn up by the European Parliament Delegation to the Conciliation Committee, on the joint text approved by the Conciliation Committee for a European Parliament and Council Directive establishing a mechanism for the recognition of qualifications in respect of the professional activities covered by the Directives on liberalisation and transitional measures and supplementing the general systems for the recognition of qualifications (3612/99 — C4-0209/99 — 96/0031(COD)) (A4-0253/99).

The following spoke: Mr Caudron, on behalf of the PSE Group, Mr Malangré, on behalf of the PPE Group, and Mr Marín, Vice-President of the Commission.

The President closed the debate.

Vote: Minutes of 7.5.1999, Part I, Item 7.

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### 43. Statistics concerning trading of goods between Member States \*\*\*III (debate)

Mrs Lulling introduced the report, drawn up by the European Parliament Delegation to the Conciliation Committee, on the joint text approved by the Conciliation Committee for a European Parliament and Council Regulation (EC) amending Council Regulation (EEC) No 3330/91 on the state statistics relating to the trading of goods between Member States with a view to reducing the data to be provided (3608/99 — C4-0172/99 — 97/0155(COD)) (A4-0226/99).

The following spoke: Mr Paasilinna, on behalf of the PSE Group, Mr Rübig, on behalf of the PPE Group, Mr Marín, Vice-President of the Commission, Mrs Lulling, rapporteur, who again complained that her report, which was a codecision text at third reading, was to be put to the vote on Friday morning (the President replied that a simple majority was sufficient for this type of text and that he was only applying the Rules of Procedure).

The President closed the debate.

Vote: Minutes of 7.5.1999, Part I, Item 8.

### 44. Insolvency practices (debate)

Mr Malangré introduced his report, drawn up on behalf of the Committee on Legal Affairs and Citizens' Rights, on the convention of 23 November 1995 on insolvency practices (A4-0234/99).

The following spoke: Mrs Oddy, on behalf of the PSE Group, Mr Wijsenbeek, on behalf of the ELDR Group, Mr Marín, Vice-President of the Commission, and Mr Wijsenbeek who put a question to the Commission which Mr Marín answered.

The President closed the debate.

Vote: Minutes of 7.5.1999, Part I, Item 10.

IN THE CHAIR: Mrs SCHLEICHER  
Vice-President

### 45. Lawful interception of telecommunications \* (debate)

Mr Schulz, deputising for the rapporteur, introduced the report drawn up by Mr Schmid, on behalf of the Committee on Civil Liberties and Internal Affairs, on the draft Council resolution on the lawful interception of telecommunications in relation to new technologies (10951/2/98 — C4-0052/99 — 99/0906(CNS)) (A4-0243/99).

The following spoke: Mrs Cederschiöld, on behalf of the PPE Group, Mrs McKenna, on behalf of the V Group, Mr Nassauer, Mr Schulz, who made a personal statement following the remarks made by Mrs McKenna, Mrs McKenna, on the previous speaker's remarks, and Mr Marín, Vice-President of the Commission.

The President closed the debate.

Vote: Minutes of 7.5.1999, Part I, Item 9.

### 46. Agenda for the next sitting

The President announced the following agenda for the sitting of Friday 7 May 1999:

09.00:

- votes
- potato starch \* (procedure without report) <sup>(1)</sup>
- Hoppenstedt report on 'Hannover 2000' <sup>(1)</sup>
- oral questions on the textile market <sup>(1)</sup>

(The sitting closed at 19.00)

<sup>(1)</sup> The vote will be held at the end of the debate.

Julian PRIESTLEY  
Secretary-General

Ursula SCHLEICHER  
Vice-President

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## PART II

## Texts adopted by the European Parliament

**1. Zoonoses \*\*\*I**

**Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive amending Directive 92/117/EEC concerning measures for protection against specified zoonoses and specific zoonotic agents in animals and products of animal origin in order to protect outbreaks of food-borne infections and intoxications (COM(99)0004 — C4-0068/99 — 99/0003(COD) — former 99/0003(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the proposal for a European Parliament and Council Directive amending Directive 92/117/EEC concerning measures for protection against specified zoonoses and specific zoonotic agents in animals and products of animal origin in order to protect outbreaks of food-borne infections and intoxications (COM(99)0004 — C4-0068/99 — 99/0003(COD)), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

1. Confirms as its first reading under the codecision procedure its vote of 13 April 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Directive amending Directive 92/117/EEC concerning measures for protection against specified zoonoses and specific zoonotic agents in animals and products of animal origin in order to protect outbreaks of food-borne infections and intoxications (COM(99)0004 — C4-0068/99 — 99/0003(COD));

2. Calls on the Council to adopt the act;

3. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal;

4. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 7.



## 2. IDA \*\*\*I/\*\*\*

**Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (COM(97)0661 — C4-0067/98 — 97/0341(COD) — former 97/0341(SYN)) and confirming Parliament's decision on common position No 9/1999 adopted by the Council with a view to adopting a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (13491/2/98 — C4-0012/98 — 97/0341(COD) — former 97/0341(SYN))**

(Codecision procedure: confirmation of first and second readings)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
  - having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
  - having regard to the proposal for a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (COM(97)0661 — C4-0067/98 — 97/0341(COD)), confirmed by the Commission on 3 May 1999,
  - having regard to common position (EC) No 9/1999 adopted by the Council with a view to adopting a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (13491/2/98 — C4-0012/99 — 97/0341(COD)), confirmed by the Council on 4 May 1999,
  - having regard to Article 251(2) of the EC Treaty,
1. Confirms as its first reading under the codecision procedure its vote of 18 November 1998 <sup>(2)</sup> on the proposal for a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (COM(97)0661 — C4-0067/98 — 97/0341(COD));
  2. Confirms, as its second reading under the codecision procedure, its vote of 13 April 1999 <sup>(3)</sup> on common position No 9/1999 adopted by the Council with a view to adopting a European Parliament and Council Decision adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic Interchange of Data between Administrations (IDA) (13491/2/98 — C4-0012/99 — 97/0341(COD));
  3. Calls on the Council to approve all Parliament's amendments;
  4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to the proposal as amended by Parliament;
  5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 74.

<sup>(3)</sup> Minutes of that sitting, Part II, Item 18.

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### 3. Altener II \*\*\*I

**Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of renewable energy sources in the Community — Altener II (COM(97)0550 — C4-0071/98 — 97/0370(COD) — former 97/0370(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of renewable energy sources in the Community — Altener II (COM(97)0550 — C4-0071/98 — 97/0370(COD)), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

1. Confirms as its first reading under the codecision procedure its vote of 11 March 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of renewable energy sources in the Community — Altener II (COM(97)0550 — C4-0071/98 — 97/0370(COD));

2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;

3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;

4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;

5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 11(a).

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### 4. Energy efficiency \*\*\*I

**Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of energy efficiency (1998-2002) (COM(97)0550 — C4-0072/98 — 97/0371(COD) — (former 97/0371(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,

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- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
  - having regard to the Proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of energy efficiency (1998-2002) (COM(97)0550 — C4-0072/98 — 97/0371(COD)), confirmed by the Commission on 3 May 1999,
  - having regard to Article 251(2) of the EC Treaty,
1. Confirms as its first reading under the codecision procedure its vote of 11 March 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Decision adopting a multiannual programme for the promotion of energy efficiency (1998-2002) (COM(97)0550 — C4-0072/98 — 97/0371(COD));
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
  4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 11(b).

## 5. Working time \*\*\*I

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive amending Directive 93/104/EC concerning certain aspects of the organisation of working time in the sectors and activities excluded from that Directive (COM(98)0662 — C4-0715/98 — 98/0318(COD) — former 98/0318(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Proposal for a European Parliament and Council Directive amending Directive 93/104/EC concerning certain aspects of the organisation of working time in the sectors and activities excluded from that Directive (COM(98)0662 — C4-0715/98 — 98/0318(COD)), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

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1. Confirms as its first reading under the codecision procedure its vote of 14 April 1999 <sup>(1)</sup> on the proposal for a European Parliament and Council Directive amending Directive 93/104/EC concerning certain aspects of the organisation of working time in the sectors and activities excluded from that Directive (COM(98)0662 – C4-0715/98 – 98/0318(COD));
2. Calls on the Commission to alter its proposal accordingly pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 29(a).

## 6. Working time for mobile workers \*\*\*I

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive relating to the organisation of working time for mobile workers performing road transport activities and for self-employed drivers (COM(98) 0662-C4-0716/98 – 98/0319(COD) – former 98/0319(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Proposal for a European Parliament and Council Directive relating to the organisation of working time for mobile workers performing road transport activities and for self-employed drivers (COM(98)0662 – C4-0716/98 – 98/0319(COD), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

1. Confirms as its first reading under the codecision procedure its vote of 14 April 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Directive relating to the organisation of working time for mobile workers performing road transport activities and for self-employed drivers (COM(98)0662 – C4-0716/98 – 98/0319(COD));
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 29(b)I.

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## 7. Working time for seafarers \*\*\*I

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive concerning the enforcement of seafarers' hours of work on board ships using Community ports (COM(98)0662 – C4-0717/98 – 98/0321(COD) – former 98/0321(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
  - having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
  - having regard to the Proposal for a European Parliament and Council Directive concerning the enforcement of seafarers' hours of work on board ships using Community ports (COM(98)0662 – C4-0717/98 – 98/0321(COD)), confirmed by the Commission on 3 May 1999,
  - having regard to Article 251(2) of the EC Treaty,
1. Confirms as its first reading under the codecision procedure its vote of 14 April 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Directive concerning the enforcement of seafarers' hours of work on board ships using Community ports (COM(98)0662 – C4-0717/98 – 98/0321(COD));
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty,
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
  4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 24(b)II.

## 8. Eco-label \*\*\*I

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Regulation on a revised Community eco-label award scheme (COM(96)0603 – C4-0157/97 – 96/0312(COD) – former 96/0312(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

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- having regard to the Proposal for a European Parliament and Council Regulation on a revised Community eco-label award scheme (COM(96)0603 – C4-0157/97 – 96/0312(COD), confirmed by the Commission on 3 May 1999,
  - having regard to Article 251(2) of the EC Treaty,
1. Confirms as its first reading under the codecision procedure its vote of 13 May 1998 <sup>(1)</sup> on the European Parliament and Council Regulation on a revised Community eco-label award scheme (COM(96)0603 – C4-0157/97 – 96/0312(COD));
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
  4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> OJ C 167, 1.6.1998, p. 118.

## 9. End of life vehicles \*\*\*I

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive on end of life vehicles (COM(97)0358 – C4-0639/97 – 97/0194(COD) – former 97/0194(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
  - having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
  - having regard to the Proposal for a European Parliament and Council Directive on end of life vehicles (COM(97)0358 – C4-0639/97 – 97/0194(COD), confirmed by the Commission on 3 May 1999,
  - having regard to Article 251(2) of the EC Treaty,
1. Confirms as its first reading under the codecision procedure its vote of 11 February 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Directive on end of life vehicles (COM(97)0358 – C4-0639/97 – 97/0194(COD));
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 14.

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4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this resolution to the Council and Commission.

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## 10. Fuel economy \*\*\*I

### **Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Directive relating to the availability of consumer information on fuel economy in respect of the marketing of new passenger cars (COM(98)0489 – C4-0569/98 – 98/0272(COD) – former 98/0272(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
  - having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
  - having regard to the Proposal for a European Parliament and Council Directive relating to the availability of consumer information on fuel economy in respect of the marketing of new passenger cars (COM(98)0489 – C4-0569/98 – 98/0272(COD)), confirmed by the Commission on 3 May 1999,
  - having regard to Article 251(2) of the EC Treaty,
1. Confirms as its first reading under the codecision procedure its vote of 17 December 1998 <sup>(2)</sup> on the proposal for a European Parliament and Council Directive relating to the availability of consumer information on fuel economy in respect of the marketing of new passenger cars (COM(98)0489 – C4-0569/98 – 98/0272(COD));
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
  4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this resolution to the Council and Commission.

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 98, 9.4.1999, p. 252.

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## 11. Incineration of waste \*\*\*I

### Legislative resolution confirming Parliament's opinion on the proposal for a Council Directive on the incineration of waste (COM(98)0558 — C4-0668/98 — 98/0289(COD) — former 98/0289(SYN))

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Proposal for a Council Directive on the incineration of waste (COM(98)0558 — C4-0668/98 — 98/0289(COD)), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

1. Confirms as its first reading under the codecision procedure its vote of 14 April 1999 <sup>(2)</sup> on the proposal for a Council Directive on the incineration of waste (COM(98)0558 — C4-0668/98 — 98/0289(COD));

2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;

3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;

4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;

5. Instructs its President to forward this resolution to the Council and Commission.

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 31.

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## 12. Eco-management and audit scheme \*\*\*I

### Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Regulation allowing voluntary participation by organisations in a Community eco-management and audit scheme (COM(98)0622 — C4-0683/98 — 98/0303(COD) — former 98/0303(SYN))

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.



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- having regard to the Proposal for a European Parliament and Council Directive allowing voluntary participation by organisations in a Community eco-management and audit scheme (COM(98)0622 — C4-0683/98 — 98/0303(COD), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

1. Confirms as its first reading under the codecision procedure its vote of 15 April 1999 <sup>(1)</sup> on the proposal for a European Parliament and Council Directive allowing voluntary participation by organisations in a Community eco-management and audit scheme (COM(98)0622 — C4-0683/98 — 98/0303(COD));
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this resolution to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 3.

### 13. LIFE \*\*\*I

**Legislative resolution confirming Parliament's opinion on the proposal for a European Parliament and Council Regulation concerning the financial instrument for the environment (LIFE) (COM(98)0720 — C4-0074/99 — 98/0336(COD) — former 98/0336(SYN))**

(Codecision procedure: confirmation of first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the Proposal for a European Parliament and Council Directive concerning the financial instrument for the environment (LIFE) (COM(98)0720 — C4-0074/99 — 98/0336(COD), confirmed by the Commission on 3 May 1999,
- having regard to Article 251(2) of the EC Treaty,

1. Confirms as its first reading under the codecision procedure its vote of 14 April 1999 <sup>(2)</sup> on the proposal for a European Parliament and Council Directive concerning the financial instrument for the environment (LIFE) (COM(98)0720 — C4-0074/99 — 98/0336(COD));
2. Calls on the Commission to alter its proposal accordingly, in accordance with Article 250(2) of the EC Treaty,
3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 32.

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4. Points out that the Commission is requested to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
5. Instructs its President to forward this opinion to the Council and Commission.

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#### 14. VAT applicable to telecommunications \* (procedure without debate)

A4-0266/99

**Proposal for a Council Directive amending Directive 77/388/EEC as regards the value added tax arrangements applicable to telecommunications services (COM(97)0004 – C4-0100/97 – 97/0030(CNS))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 5a (new)*

**Whereas amending the Sixth VAT Directive by shifting the place of taxation to the place of establishment of the recipient of the service requires an efficient system of reimbursement of VAT receipts; whereas the Eighth VAT Directive is not efficient in recovering VAT because its mechanisms are cumbersome and costly; whereas the proposal for a Directive amending Directive 77/388/EEC as regards the rules governing the right to deduct Value Added Tax has not yet been adopted;**

(Amendment 2)

*Recital 6a (new)*

**Whereas the liberalisation of telecommunication services will create new competitive forces and will result in new forms of cooperation and structures for telecom operators;**

(Amendment 3)

*Recital 6b (new)*

**Whereas the necessary conditions for the changeover to the definitive arrangements will not be fulfilled in the short term; whereas it is therefore appropriate to adopt a derogation from the proposed taxation rules whereby services supplied to a taxable person by a service provider established in another country are taxed at the place where the customer is established;**

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(\*) OJ C 78, 12.3.1997, p. 22.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 4)

*Recital 6c (new)*

**Whereas Information Society services as defined in Article 1(2) of Council Directive 98/34/EC of 21 July 1998 are not to be considered as telecommunications services within the meaning of this Directive;**

(Amendment 5)

*ARTICLE 1(1)**Article 9(2)(f), 3rd subparagraph (Directive 77/388/EEC)*

Telecommunications services shall be deemed to be services relating to the transmission, emission or reception of signs, signals, writing, images and sounds or information of any nature by wire, radio optical or other electromagnetic systems, including the related transfer of assignment of the right to use capacity for such transmission, emission or reception.

Telecommunications services shall be deemed to be services relating to the transmission, emission or reception of signs, signals, writing, images and sounds or information of any nature by wire, radio optical or other electromagnetic systems, including the related transfer of assignment of the right to use capacity for such transmission, emission or reception. **Telecommunications services within the meaning of this provision shall also include provision of access to global information networks.**

(Amendment 6)

*ARTICLE 1(1a) (new)**Article 9(3a) (new) (Directive 77/388/EEC)*

**1a. The following paragraph 3a is added to Article 9:**

**‘3a. In the case of telecommunications services referred to in paragraph 2(e) supplied by a taxable person established outside the Community to non-taxable persons established inside the Community, Member States shall apply paragraph 3(b).’**

(Amendment 7)

*ARTICLE 1(2a) (new)**Article 21(1)(b) (Directive 77/388/EEC)*

**2a. Article 21(1)(b) shall be replaced by the following:**

**‘(b) taxable persons to whom services covered by Article 9(2)(e) are supplied or persons who are identified for value added tax purposes within the territory of the country to whom services covered by Article 28b(C), (D), (E) and (F) are supplied, if the services are carried out by a taxable person established abroad; however, Member States may require that the supplier of services shall be held jointly and severally liable for payment of the tax;’**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 8)

ARTICLE 1(2b) (new)

Article 28(5a) (new) (Directive 77/388/EEC)

**2b. The following paragraph 5a is added to Article 28:**

- ‘5a. (a) By way of derogation from Article 9(2)(f) and for a transitional period until the definitive VAT regime is adopted, the place of supply of telecommunications services provided to taxable persons established within the Community but outside the country of the service provider shall be the place where the customer has established his business or has a fixed establishment to which the service is supplied or, in the absence of such a place of business or fixed establishment, the place where he has his permanent address or usually resides within the Community.**
- (b) By way of derogation from Article 21(1)(b) as amended by Article 28g and for a transitional period until the definitive VAT regime is adopted, the person liable to pay value added tax shall be the person to whom services covered by subparagraph (a) above are supplied.’**

(Amendment 9)

ARTICLE 2(1)

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 1 January 1999 at the latest. They shall inform the Commission thereof.

When Member States adopt these *measures*, they shall contain a reference to this Directive or shall be accompanied by such reference *at the time* of their official publication. The *procedure* for such reference shall be *adopted* by Member States.

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 1 January **2000** at the latest. They shall inform the Commission thereof.

When Member States adopt these **provisions**, they shall contain a reference to this Directive or shall be accompanied by such reference **on the occasion** of their official publication. The **methods of making** such reference shall be **laid down** by the Member States.

**Legislative resolution embodying Parliament's opinion on a proposal for a Council Directive amending Directive 77/388/EEC as regards the value added tax arrangements applicable to telecommunications services (COM(97)0004 – C4-0100/97 – 97/0030(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, (COM(97)0004 – 97/0030(CNS)) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 99 (former Article 93) of the EC Treaty (C4-0100/97),

<sup>(1)</sup> OJ C 78, 12.3.1997, p. 22.

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- having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Budgets (A4-0376/97),
  - having regard to the second report of the Committee on Economic and Monetary Affairs and Industrial Policy and the opinion of the Committee on Budgets (A4-0266/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
  4. Instructs its President to forward this opinion to the Council and Commission.

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### **15. Interinstitutional agreement on the Fraud Prevention Office** (procedure without debate)

**A4-0263/99****Resolution on the draft interinstitutional agreement concerning internal investigations by the Fraud Prevention Office (COM(99)0140 – C4-0184/99)***The European Parliament,*

- having regard to the Treaties, and in particular Article 199 of the EC Treaty,
  - having regard to the work of the group of high-level representatives of the European Parliament, the Council and the Commission on the urgent establishment of a new anti-fraud agency <sup>(1)</sup>,
  - having regard to the draft interinstitutional agreement concerning internal investigations by the Fraud Prevention Office, drawn up on the basis of a Commission proposal (COM(99)0140 – C4-0184/99),
  - having regard to the report of the Committee on Budgetary Control (A4-0263/99),
1. Approves the draft interinstitutional agreement concerning internal investigations by the Fraud Prevention Office <sup>(2)</sup>;
  2. Instructs its President to forward this resolution to the Commission, the Council and the parliaments and governments of the Member States.

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<sup>(1)</sup> See paragraph 9, first indent, of its resolution of 14 January 1999 on improving the financial management of the Commission, OJ C 104, 14.4.1999, p. 106.

<sup>(2)</sup> Interinstitutional Agreement signed on 25 May 1999 (OJ L 136, 31.5.1999, p. 15).

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**16. European Fraud Investigation Office \*\*\*I**

A4-0240/99

**Amended proposal for a Council Regulation concerning investigations conducted by the Fraud Prevention Office (COM(99)0140 – C4-0180/99 – 98/0329(COD))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT (\*\*)

(Amendment 6)

*Recital 1*

1. Whereas the Institutions and the Member States attach great importance to the protection of the Communities' financial interests and to the fight against fraud and any other illegal activities to the detriment of the Communities' financial interests; whereas the importance of action to that end is confirmed by Article 209a of the EC Treaty and Article 183a of the Euratom Treaty;

1. Whereas the Institutions and the Member States attach great importance to the protection of the Communities' financial interests and to the fight against fraud and any other illegal activities to the detriment of the Communities' financial interests; **whereas the Commission's responsibility in that connection is closely bound up with its duty to implement the budget in accordance with Article 274 of the EC Treaty;** whereas the importance of action to that end is confirmed by Article 280 of the EC Treaty;

(Amendment 7)

*Recital 1a (new)*

**1a. Whereas the protection of the Community's financial interests extends not only to the management of budget appropriations but also to all measures affecting or liable to affect the Community patrimony;**

(Amendment 8)

*Recital 3*

3. Whereas to reinforce the means available for combating fraud, the Commission, by Decision 1999/.../EC, ECSC, Euratom, established a Fraud Prevention Office (hereinafter 'the Office') among its own departments with responsibility for conducting administrative fraud investigations; whereas it gave this Office full independence to exercise *the on-the-spot checks and inspections provided for by Community law*;

3. Whereas to reinforce the means available for combating fraud, the Commission, **in adherence to the principle of the internal organisational autonomy of each Institution**, established among its own departments by Decision 1999/.../EC, ECSC, Euratom, a Fraud Prevention Office (hereinafter 'the Office') with responsibility for conducting administrative fraud investigations; whereas it gave this Office full independence to exercise **its investigative function**;

(Amendment 9)

*Recital 3a (new)*

**3a. Whereas the responsibility of the Anti-Fraud Office as instituted by the Commission extends beyond the protection of financial interests to include all activities by the Office relating to the need to safeguard Community interests against irregular conduct liable to result in the bringing of administrative or criminal proceedings;**

(\*) Reference to the articles of the EC Treaty in its former version.

(\*\*) Reference to the articles of the EC Treaty as amended by the Treaty of Amsterdam.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 10)

*Recital 5a (new)*

**5a. Whereas it is appropriate to arrange for the cooperation between the Member States and the Commission to protect the Communities' financial interests, as laid down in Article 280 of the Treaty, to be provided by the Office;**

(Amendment 11)

*Recital 6*

6. Whereas, given the need to step up the fight against fraud and any other illegal activities to the detriment of the Communities' financial interests, the Office must be able to conduct internal investigations in the Institutions and *other* bodies established by or on the basis of the EC and Euratom Treaties (hereinafter 'the Institutions and bodies');

6. Whereas, given the need to step up the fight against fraud and any other illegal activities to the detriment of the Communities' financial interests, the Office must be able to conduct internal investigations in the Institutions, bodies **and organs** established by or on the basis of the EC and Euratom Treaties (hereinafter 'the Institutions, bodies **and organs**');

*(This amendment to apply mutatis mutandis to all the recitals.)*

(Amendment 12)

*Recital 7*

7. Whereas investigations must be conducted with full respect for human rights and fundamental freedoms, in particular the principle of fairness, for the right of persons involved to express their views on the facts concerning them and for the principle that the conclusions of an investigation may be based solely on elements which have evidential value; whereas to that end the Institutions and bodies must lay down the terms and conditions under which such internal investigations are conducted; whereas the Staff Regulations of officials of the European Communities and the Conditions of employment of other servants of the Communities (hereinafter 'the Staff Regulations') should be amended in order to lay down the rights and obligations of officials and other servants as regards internal investigations;

7. Whereas **these** investigations must be conducted **in accordance with the Treaty and in particular with the Protocol on the Privileges and Immunities of the Communities and subject to the Staff Regulations of officials of the European Communities and the Conditions of employment of other servants of the Communities, as well as** with full respect for human rights and fundamental freedoms, in particular the principle of fairness, for the right of persons involved to express their views on the facts concerning them and for the principle that the conclusions of an investigation may be based solely on elements which have evidential value; whereas to that end the Institutions and bodies must lay down the terms and conditions under which such internal investigations are conducted; whereas **consequently** the Staff Regulations of officials of the European Communities and the Conditions of employment of other servants of the Communities (hereinafter 'the Staff Regulations') should be amended in order to lay down the rights and obligations of officials and other servants as regards internal investigations;

(Amendment 13)

*Recital 8*

8. Whereas *such* internal investigations can be conducted only if the Office is guaranteed access to all premises of the Institutions and bodies and all information and documents held by them;

8. Whereas internal investigations can be conducted only if the Office is guaranteed access to all premises of the Institutions, bodies **and organs** and all information and documents held by them;

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 14)

*Recital 9*

9. Whereas to ensure that the Office is independent in carrying out the tasks conferred on it by this Regulation, its Director must be given the power to open an investigation on his own initiative, *at the request of a Member State or, where appropriate, at the request of an Institution or body;*

9. Whereas to ensure that the Office is independent in carrying out the tasks conferred on it by this Regulation, its Director must be given the power to open an investigation on his own initiative;

(Amendment 15)

*Recital 10*

10. Whereas it is for the competent national authorities or the Institutions and bodies, as the case may be, to decide what action should be taken on completed investigations on the basis of the report drawn up by the Office; whereas *to step up the fight against fraud*, the Director *should be authorised to send information on investigations in progress direct to the relevant judicial authorities at any time, if he sees fit;*

10. Whereas it is for the competent national authorities or the Institutions and bodies, as the case may be, to decide what action should be taken on completed investigations on the basis of the report drawn up by the Office; whereas **it should nevertheless be incumbent upon the Director of the Office to forward directly to the judicial authorities of the Member State concerned information acquired by the Office in the course of internal investigations concerning situations liable to result in criminal proceedings;**

(Amendment 16)

*Recital 14*

14. Whereas the Office should enjoy independence in the discharge of its function; whereas *it must nevertheless be able to draw on the opinion of anti-fraud experts; whereas to that end the Office should be assisted* by a Supervisory Committee, made up of independent persons *being experts* in the Office's field of activity;

14. Whereas the Office should enjoy independence in the discharge of its function; whereas, **to ensure that independence, the Office shall be subject to regular monitoring of its investigative function** by a Supervisory Committee, made up of **outside** independent persons **highly qualified** in the Office's field of activity; **whereas the Committee's duties shall also include assisting the Office's Director in discharging his responsibilities;**

(Amendment 17)

*Recital 16*

16. Whereas *entrusting to the Office the task of conducting administrative investigations for the protection of the Communities' financial interests should not have the effect of reducing the level of legal protection enjoyed by the persons concerned, in particular as regards the protection of personal data and respect for confidentiality of information gathered in the course of investigations; whereas officials and other servants of the Communities should be assured of legal protection equivalent to that provided for by Articles 90 and 91 of the Staff Regulations;*

16. Whereas **it should be incumbent on the Director of the Office to ensure** the protection of personal data and respect for confidentiality of information gathered in the course of **the** investigations; whereas officials and other servants of the Communities should be assured of legal protection equivalent to that provided for by Articles 90 and 91 of the Staff Regulations;

(Amendment 18)

*Recital 19*

19. *Whereas the EC Treaty confers no powers for the adoption of this Regulation other than those provided for by Article 235, and the Euratom Treaty confers no powers other than those provided for by Article 203,*

**Deleted**



Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 19)

*Article 1*

In order to step up the fight against fraud and any other illegal activity detrimental to the financial interests of the European Community and the European Atomic Energy Community, the Fraud Prevention Office (hereinafter 'the Office') shall *conduct administrative investigations in the Member States and within the Institutions and bodies set up by or on the basis of the EC and Euratom Treaties (hereinafter 'the Institutions and bodies')*.

1. In order to step up the fight against fraud, **corruption** and any other illegal activity detrimental to the financial interests of the European Community, the Fraud Prevention Office **established by Commission Decision.../99** (hereinafter 'the Office') shall **exercise the investigative powers conferred on the Commission by Community rules and regulations and agreements in force in those areas.**

2. The Office shall provide Member States with the assistance of the Commission in organising close and regular cooperation between their competent authorities in coordinating their activities for the purpose of protecting the European Community's financial interests against fraud. The Office shall contribute to the conception and development of methods of fighting fraud and any other activity prejudicial to the European Community's financial interests.

**Within the Institutions, bodies and organs established by or on the basis of the Treaties (hereinafter 'Institutions, bodies and organs'), the Office shall conduct administrative investigations for the purpose of:**

- combating fraud, corruption and any other illegal activity prejudicial to the financial interests of the European Community;
- investigating to that end serious situations relating to the discharge of professional duties such as to constitute a dereliction of the obligations of officials and other servants of the Communities liable to result in disciplinary or, as the case may be, criminal proceedings, or an equivalent failure to discharge obligations on the part of Members of Institutions and bodies, heads of organs or members of the staff of Institutions, bodies or organs not subject to the Staff Regulations of officials and the Conditions of employment of other servants of the European Communities.

(Amendment 20)

*Article 2**Definition*

*For the purposes of this Regulation, 'investigations' shall mean all inspections, checks, and measures undertaken by agents of the Office in the performance of their duties with a view to combating fraud and any other illegal activities detrimental to the financial interests of the Communities and establishing, where necessary, the unlawful nature of such activities.*

**Administrative investigations**

**Within the meaning of this Regulation, administrative investigations (hereinafter 'investigations')** shall mean all inspections, checks, and measures undertaken by agents of the Office in the performance of their duties **in accordance with Articles 3 and 4 below, with a view to achieving the objectives laid down in Article 1 above and to determining, as the case may be, the irregular nature of the activities investigated. Such investigations shall be without prejudice to the powers of Member States to bring criminal proceedings.**

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 21)

*Article 3*

The Office shall exercise the power to carry out on-the-spot inspections and checks in the Member States *conferred on the Commission by Regulation (EC, Euratom) No 2185/96*.

As part of its investigative function, the Office shall carry out the inspections and checks referred to in Article 9 of Regulation (EC, Euratom) No 2988/95.

*These inspections and checks (hereinafter 'external investigations') shall be carried out under the conditions and in accordance with the procedures provided for by this Regulation and by the instruments conferring on the Commission the power to carry out external investigations.*

The Office shall exercise the power **conferred on the Commission by Regulation (EC, Euratom) No 2185/96** to carry out on-the-spot inspections and checks in the Member States **and in accordance with the cooperation agreements in force with third countries**.

As part of its investigative function, the Office shall carry out the inspections and checks referred to in Article 9(1) of Regulation (EC, Euratom) No 2988/95 **and in the sector-by-sector rules and regulations set out in Article 9(2) of Regulation (EC, Euratom) No 2988/95, in Member States, and in accordance with cooperation agreements in third countries**.

(Amendment 22)

*Article 4*

1. The Office shall carry out administrative investigations *internal to the Institutions or bodies, with a view to protecting the financial interests of the Communities*.

These administrative investigations (hereinafter 'internal investigations') shall be carried out under the conditions and in accordance with the procedures provided for by this Regulation and, *until such time as the Staff Regulations of officials of the Communities and the Conditions of employment of other servants of the Communities (hereinafter 'the Staff Regulations') are amended*, by decisions adopted by each Institution and body. The Institutions shall consult each other on the rules to be laid down by such decisions.

The Office shall have access to all information held by the Institutions and bodies and to their premises. The Institutions and bodies shall be informed whenever the Office's agents carry out an investigation on their premises or consult a document or information held by them. The Office may take a copy of any document or *information* held by the Institutions and bodies and, if necessary, *confiscate it* to ensure there is no danger of *it* disappearing.

1. **In the areas referred to in Article 1**, the Office shall carry out administrative investigations **within** the Institutions, bodies **or organs**.

These administrative investigations (hereinafter 'internal investigations') shall be carried out **subject to the rules of the Treaties, in particular the Protocol on Privileges and Immunities and the Staff Regulations of officials of the European Communities and the Conditions of employment of other servant of the Communities**, under the conditions and in accordance with the procedures provided for by this Regulation and by decisions adopted by each Institution and body. The Institutions shall consult each other on the rules to be laid down by such decisions.

2. **Provided that the provisions referred to in paragraph 1 are complied with:**

- the Office shall have access **without notice and without delay** to all information held by the Institutions, bodies **and organs** and to their premises. **The Office shall be empowered to check the accounts of the Institutions, bodies and organs**. The Office may take a copy and **obtain extracts** of any document or **of the contents of any data-processing medium** held by the Institutions, bodies **and organs** and, if necessary, **assume custody of such documents or media** to ensure there is no danger of **their** disappearing;
- **the Office may request oral information from Members of the Institutions and bodies, from heads of organs and from staff members of the Institutions, bodies and organs**.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

Where *it appears* that an official or servant may be personally involved, the Institution or body to which he or she belongs shall be informed *if an internal investigation is opened or pursued regarding that person.*

2. *The conditions and procedures for internal investigations shall include the following rules:*

- (a) a duty on the part of officials and servants of the Institutions and bodies to cooperate with and supply information to the Office's agents;
- (b) *the obligation for the Office to give prior notice of access to information and to the premises of the Institutions and bodies, and on the opening or pursuit of an investigation regarding an official or servant who is personally involved;*
- (c) *the rules of procedure to be observed by the Office's agents when conducting internal investigations and guarantees of the rights of persons concerned by an internal investigation.*

3. **The Office may, in accordance with the arrangements laid down by Council Regulation (Euratom, EC) No 2185/96, carry out spot checks on the economic operators concerned in order to gain access to information relating to possible irregularities that may be in the possession of such operators.**

**The Office may, moreover, ask any person concerned to supply such information as it may consider pertinent to its investigations.**

4. The Institutions, bodies **and organs** shall be informed whenever agents of the Office carry out an investigation on their premises or consult a document or information held by them.

5. Where **an investigation reveals that a Member, head, official or other** servant may be personally involved, the Institution, body **or organ** to which he or she belongs shall be informed.

**In cases requiring absolute secrecy to be maintained for the purposes of the investigation or requiring recourse to means of investigation falling within the competence of a national judicial authority, such information may be deferred.**

6. **Without prejudice to the rules laid down by the Treaties, in particular the Protocol on Privileges and Immunities, and the provisions of the Staff Regulations of officials of the European Communities and the Conditions of employment of other servants of the Communities, the decision adopted by each Institution and body, as provided for in paragraph 1, shall in particular include the following rules:**

- (a) a duty on the part of **Members**, officials and servants of the Institutions and bodies, **and the heads, officials and servants of organs** to cooperate with and supply information to the Office's agents;
- (b) **the procedures** to be observed by the Office's agents when conducting internal investigations and guarantees of the rights of persons concerned by an internal investigation.

(Amendment 23)

*Article 5*

1. External investigations shall be opened by a decision of the Director of the Office, acting on his own initiative or following a request from a Member State.

2. Internal investigations shall be opened by a decision of the Director of the Office, acting on his own initiative or following a request from the Institution or body *in* which the investigation is to be conducted.

1. External investigations shall be opened by a decision of the Director of the Office, acting on his own initiative or following a request from **an interested** Member State.

2. Internal investigations shall be opened by a decision of the Director of the Office, acting on his own initiative or following a request from the Institution, body **or organs** **within** which the investigation is to be conducted.

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 24)

*Article 6(3) to (6)*

3. For each action, the Office's agents shall be equipped with a document issued by the Director indicating the subject matter *and purpose* of the investigation.

4. During on-the-spot inspections and checks, the Office's agents shall adopt an attitude *compatible* with the rules and practices governing officials of the Member State concerned, and, where appropriate, respect *the Staff Regulations* and the decisions referred to in the second subparagraph of Article 4(1).

5. Investigations shall be conducted continuously over a period proportional to the circumstances and complexity of the case. *Where an investigation has been in progress for more than twelve months, the Director shall explain to the Supervisory Committee referred to in Article 11 why it cannot yet be concluded and state the estimated time required to complete the work.*

6. The Member States shall ensure that their competent authorities give the necessary support to enable the Office's agents to fulfil their task.

3. For each action, the Office's agents shall be equipped with a document issued by the Director indicating the subject matter of the investigation.

4. During on-the-spot inspections and checks, the Office's agents shall adopt an attitude **in accord** with the rules and practices governing officials of the Member State concerned, **with the Staff Regulations of officials and Conditions of Employment of other servants of the European Communities** and the decisions referred to in the second subparagraph of Article 4(1).

5. Investigations shall be conducted continuously over a period **which shall be** proportional to the circumstances and complexity of the case.

6. The Member States shall ensure that their competent authorities, **in conformity with national provisions**, give the necessary support to enable the Office's agents to fulfil their task. **The Institutions and bodies shall ensure that their Members and staff are affording the necessary assistance to Office agents to enable them to discharge their duties, as shall the organs, as regards their heads and staff,**

(Amendment 25)

*Article 7**Exchange of information*

The Institutions and bodies and, insofar as national law allows, the Member States shall, at the request of the Office or of their own initiative, *send the Office* any document or information they hold which *is necessary for current investigations.*

*They shall also send the Office any document or information they hold which they consider useful in a general sense for the prevention of fraud or any other illegal activity detrimental to the Communities' financial interests.*

**Obligation to inform the Office**

**1. The Institutions, bodies and organs shall forward to the Office without delay any information relating to possible cases of fraud or corruption or any other illegal activity.**

**2. The Institutions, bodies and organs, and, insofar as national law allows, the Member States shall, at the request of the Office or of their own initiative, forward any document or information they hold which relates to a current internal investigation.**

**The Member States shall forward the documents and information relating to external investigations in accordance with the provisions relating thereto.**

**3. The Institutions, bodies and organs and, insofar as national law allows, the Member States shall also send the Office any document or information deemed to be relevant that they hold relating to the fight against fraud, corruption or any other illegal activity detrimental to the Communities' financial interests.**

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 26)

## Article 8

1. Information obtained in the course of external *and internal* investigations, in whatever form, shall be *subject to professional secrecy and shall enjoy the protection given to similar information by the national law of the Member State in which it was collected and by the corresponding provisions applicable to the Community Institutions and bodies.*

Such information may not be communicated to persons other than those within the *Community Institutions and bodies* or in the Member States whose functions require them to know it, nor may it be used for purposes other than to prevent fraud and any other illegal activities *detrimental to the financial interests of the Communities, without the prior consent of the Member State in which the information was gathered or the Institution or body concerned.*

2. The Director shall ensure that the Office's agents and the other persons acting under his authority observe the Community and national provisions on the protection of personal data, in particular those provided for by Directive 95/46/EC of the European Parliament and of the Council.

1. Information obtained in the course of external investigations, in whatever form, shall be **protected by the provisions relating thereto.**

**2. Information forwarded or obtained in the course of internal investigations in whatever form shall be subject to professional secrecy and shall enjoy the protection given by the provisions applicable to the Community Institutions.**

Such information may not be communicated to persons other than those within the Institutions **of the European Communities** or in the Member States whose functions require them to know it, nor may it be used for purposes other than to prevent fraud, **corruption** and any other illegal activities.

**3. The Director shall ensure that the Office's agents and the other persons acting under his authority observe the Community and national provisions on the protection of personal data, in particular those provided for by Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of natural persons in relation to the processing of personal data and the free movement of such data.**

**4. The Director of the Office and the members of the Supervisory Committee referred to in Article 11 shall ensure the implementation of the provisions of this Article and of Articles 286 and 287 of the Treaty establishing the European Community.**

(Amendment 27)

## Article 9

## Investigation report

1. On completion of an investigation carried out by the Office, the latter shall draw up a *final* report, under the authority of the Director, specifying the facts established, the financial loss, if any, and the findings of the investigation.

2. In drawing up *final* reports, account shall be taken of the procedural requirements laid down in the national law of the Member State concerned. Reports shall constitute admissible evidence in administrative or judicial proceedings of the Member State in which their use proves necessary, in the same way and under the same conditions as administrative reports

Investigation report **and action taken**

1. On completion of an investigation carried out by the Office, the latter shall draw up a report, under the authority of the Director, specifying the facts established, the financial loss, if any, and the findings of the investigation, **including the recommendations of the Director of the Office on the action that should be taken.**

2. In drawing up **such** reports, account shall be taken of the procedural requirements laid down in the national law of the Member State concerned. Reports **drawn up on that basis** shall constitute admissible evidence in administrative or judicial proceedings of the Member State in which their use proves necessary, in the same way and under the same

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drawn up by national administrative inspectors. They shall be subject to the same evaluation rules as those applicable to administrative reports drawn up by national administrative inspectors and shall be of identical value to such reports.

3. Reports drawn up following an external investigation and any useful related documents shall be sent to the competent authorities of the Member States in question.

4. Reports drawn up following an internal investigation and any useful related documents shall be sent to the Institution or body concerned.

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conditions as administrative reports drawn up by national administrative inspectors. They shall be subject to the same evaluation rules as those applicable to administrative reports drawn up by national administrative inspectors and shall be of identical value to such reports.

3. Reports drawn up following an external investigation and any useful related documents shall be sent to the competent authorities of the Member States in question **in accordance with the rules relating to external investigations.**

4. Reports drawn up following an internal investigation and any useful related documents shall be sent to the Institution, body **or organ** concerned. **The Institutions, bodies and organs shall take such action, in particular disciplinary and legal action, in response to external investigations as shall be called for by their findings, and shall inform the Director of the Office by a deadline that the latter shall have laid down in the conclusions to his report, of the action taken on its investigations.**

(Amendment 28)

*Article 10**Follow-up to investigations*

1. Without prejudice to Articles 8 and 9, the Office may at any time, *if it considers it appropriate*, send information obtained during the course of external investigations to the competent authorities in the Member States in question, *as well as information obtained during the course of internal investigations to the Institution or body concerned. In the latter case the Office shall also directly inform the judicial authorities of the Member State in question if it considers it necessary in view of the seriousness of the information obtained. It shall inform the Supervisory Committee thereof.*

2. *In the case of an internal investigation, the Institution or body concerned shall decide on the action to be taken on the basis of the report drawn up by the Office.*

**Forwarding of information by the Office**

1. Without prejudice to Articles 8, 9 **and 11 of this Regulation and the provisions of Council Regulation (Euratom, EC) No 2185/96**, the Office may at any time send information obtained during the course of external investigations to the competent authorities in the Member States in question.

2. **Without prejudice to Articles 8, 9 and 11 of this Regulation, the Director of the Office shall forward to the judicial authorities in the Member State concerned information obtained by the Office during internal investigations on situations liable to result in criminal charges. Subject to the requirements of the investigation, he shall simultaneously inform the Member State concerned.**

3. **Without prejudice to Articles 8 and 9 of this Regulation, the Office may at any time forward information obtained in the course of internal investigations to the Institution, body or organ concerned.**

(Amendment 29)

*Article 11*

1. **The Supervisory Committee shall, by way of the regular monitoring it conducts of the implementation of the investigative functions, confirm the independence of the Office.**

**At the request of the Director or of its own initiative, the Committee shall deliver opinions to the Director concerning the activities of the Office, without however interfering in the conduct of investigations in progress.**

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1. *The Office shall be assisted by a Supervisory Committee, composed of five independent persons who possess the qualifications required for appointment in their respective countries to senior judicial or supervisory posts or for the teaching of public or criminal law at university level. They shall be appointed by common accord of the European Parliament, the Council and the Commission.*

2. The term of office of members shall be three years. This term of office shall be renewable.

On expiry of their term of office, members shall remain in office until their appointments are renewed or until they are replaced.

3. In carrying out their duties, *members* shall neither seek nor take instructions from any government or any Institution or body.

4. The Supervisory Committee shall appoint its Chairman. It shall adopt its own rules of procedure.

5. *At the Director's request or on its own initiative, the Supervisory Committee shall give its opinion to the Director on the Office's activities, without, however, interfering with investigations in progress. Every year the Director shall lay the annual investigation programme before the Supervisory Committee.*

6. The Supervisory Committee shall adopt *an annual* report and transmit it to the Institutions.

2. **It shall be** composed of five **outside** independent persons who possess the qualifications required for appointment in their respective countries to senior **posts relating to the area of activity of the Office**. They shall be appointed by common accord of the European Parliament, the Council and the Commission.

3. The term of office of members shall be three years. This term of office shall be renewable **once**.

4. On expiry of their term of office, members shall remain in office until their appointments are renewed or until they are replaced.

5. In carrying out their duties, **they** shall neither seek nor take instructions from any government or any Institution, body **or organ**.

6. The Supervisory Committee shall appoint its Chairman. It shall adopt its own rules of procedure. **It shall hold no fewer than 10 meetings per year. It shall reach its decisions by a majority of its members. Its secretariat shall be provided by the Office.**

7. **The Director shall forward to the Supervisory Committee each year the Office's programme of activities referred to in Article 1 of this Regulation. The Director shall keep the Committee regularly informed of the Office's activities, of its investigations, the results thereof and the action taken on them. When an investigation has been underway for more than nine months, the Director shall inform the Supervisory Committee of the reasons for which it has not yet been possible to wind up the investigation, and of the expected date of completion. The Director shall inform the Committee of cases where the Institution, body or organ concerned has failed to act on the recommendations made by it. The Director shall inform the Committee of cases requiring information to be forwarded to the judicial authorities of a Member State.**

8. The Supervisory Committee shall adopt **at least one** report **per year** and transmit it to the Institutions. **The Committee may submit reports to the European Parliament, the Council, the Commission and the Court of Auditors on the results of the Office's investigations and the action taken thereon.**

(Amendment 30)

## Article 12

The Office shall be headed by a Director, nominated by the Commission, *after consulting the European Parliament and the Council*, for a term of five years, which may be renewed once.

1. The Office shall be headed by a Director, nominated by the Commission for a term of five years, which may be renewed once.

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With a view to nominating the Director, the Commission shall, after a favourable opinion has been given by the Supervisory Committee, draw up a list of *several* suitably qualified candidates following a call for applications which shall, if appropriate, be published in the Official Journal of the European Communities.

The Director shall neither seek nor take instructions from any government or any Institution *or* body in the performance of his duties with regard to the opening and carrying out of external and internal investigations or to the drafting of *final* reports following such investigations.

The Director shall report regularly to the European Parliament *and* the Council on the findings of investigations carried out by the Office, while respecting the confidentiality of those investigations, the *fundamental* rights of the persons concerned and, *where judicial proceedings are instituted*, respecting all national provisions applicable to *such* proceedings.

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2. With a view to nominating the Director, the Commission shall, following a call for applications which shall, if appropriate, be published in the Official Journal of the European Communities and after a favourable opinion has been given by the Supervisory Committee, draw up a list of suitably qualified candidates. **After consulting with the European Parliament and the Council, the Commission shall nominate the Director.**

3. The Director shall neither seek nor take instructions from any government or any Institution, body or organ in the performance of his duties with regard to the opening and carrying out of external and internal investigations or to the drafting of reports following such investigations. **If the Director considers that a measure taken by the Commission calls his independence into question, he shall have recourse against his Institution before the Court of Justice.**

4. The Director shall report regularly to the European Parliament, the Council, **the Commission and the Court of Auditors** on the findings of investigations carried out by the Office, while respecting the confidentiality of those investigations, the **legitimate** rights of the persons concerned and, **where appropriate**, respecting all national provisions applicable to **judicial** proceedings.

**The above Institutions shall ensure that the confidentiality of the investigations conducted by the Office is respected, as well as the legitimate rights of the persons concerned, and, where judicial proceedings have been instituted, that all national provisions applicable to such proceedings have been adhered to.**

5. **Before handing down a disciplinary sanction against the Director, the Commission shall consult the Supervisory Committee. In addition, measures relating to disciplinary sanctions against the Director of the Office shall be the subject of reasoned decisions, that shall be forwarded for information to the European Parliament and to the Council.**

(Amendment 31)

*Article 13, title and 1st paragraph***Budget**

The appropriations for the Office, the total amount of which shall be entered under a special budget heading within Part A of the section of the general budget of the *Communities* relating to the Commission, shall be set out in detail in an annex to that Part.

**Funding**

The appropriations for the Office, the total amount of which shall be entered under a special budget heading within Part A of the section of the general budget of the **Union** relating to the Commission, shall be set out in detail in an annex to that Part.

(Amendment 34)

*Article 14*

*Until such time as the Staff Regulations are amended*, any official or other servant of the Communities may submit to the Director of the Office a complaint against an act adversely affecting him committed by the Office as part of an internal investigation, in accordance with the procedures laid down in Article 90(2) of the Staff Regulations. Article 91 of the Staff Regulations shall apply to decisions taken with regard to such complaints.

**Pending amendment of the Staff Regulations**, any official or other servant of the Communities may submit to the Director of the Office a complaint against an act adversely affecting him committed by the Office as part of an internal investigation, in accordance with the procedures laid down in Article 90(2) of the Staff Regulations. Article 91 of the Staff Regulations shall apply to decisions taken with regard to such complaints. **These provisions shall apply by analogy to the staff of the bodies and agencies not subject to the Staff Regulations.**



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(Amendment 33)

*Article 15*

During the third year following the entry into force of this Regulation, the Commission shall transmit to the European Parliament and the Council a progress report on the Office's activities together, where appropriate, with proposals to modify or extend *its* tasks.

During the third year following the entry into force of this Regulation, the Commission shall transmit to the European Parliament and the Council a progress report on the Office's activities, **accompanied by the Supervisory Committee's opinion**, together, where appropriate, with proposals to modify or extend **the Office's** tasks.

**Legislative resolution embodying Parliament's opinion on the amended proposal for a Council Regulation concerning investigations conducted by the Fraud Prevention Office (COM(99)0140 – C4-0180/99 – 98/0329(COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
  - having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
  - having regard to the amended Commission proposal to the Council, COM(99)0140 – 98/0329(COD), confirmed by the Commission on 3 May 1999,
  - having regard to Articles 251(2) and 280(4) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament,
  - having been consulted by the Council pursuant to Article 203 of the Euratom Treaty (C4-0180/99),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Budgetary Control and the opinions of the Committee on Budgets, the Committee on Legal Affairs and Citizens' Rights and the Committee on Civil Liberties and Internal Affairs (A4-0240/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty and Article 119, second paragraph, of the Euratom Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
  4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

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## 17. Agenda 2000 \*\*\*/\*\*II/\*

### (a) A4-0264/99

#### **Decision on the draft Council Regulation laying down general provisions on the Structural Funds (6959/1/99/REV 1 – C4-0215/99 – 98/0090(AVC))**

(Assent procedure)

*The European Parliament,*

- having regard to the draft Council regulation, 6959/1/99/REV 1 – 98/0090(AVC),
- having regard to the Council's request for Parliament's assent pursuant to Article 130d, first paragraph (now Article 161, first paragraph) of the EC Treaty (C4-0215/99),
- having regard to Rule 80(1) and (3) of its Rules of Procedure,
- having regard to its resolution of 19 November 1998 on the proposal for a Council Regulation laying down general provisions on the Structural Funds (COM(98)0131 – C4-0285/98) <sup>(1)</sup>,
- having regard to the recommendation of the Committee on Regional Policy and the opinion of the Committee on Fisheries (A4-0264/99),

1. Gives its assent to the draft Council regulation;
2. Instructs its President to forward this decision to the Council and the Commission.

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 164.

### (b) A4-0246/99

#### **Decision on the common position adopted by the Council with a view to adopting a European Parliament and Council Regulation on the European Regional Development Fund (6405/1/99 – C4-0182/99 – 98/0114(COD))**

(Codecision procedure: second reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the common position of the Council (C4-0182/99) confirmed by the Council by letter of 4 May 1999,
- having regard to its opinion at first reading <sup>(2)</sup> on the Commission proposal to the Council COM(98)0131 <sup>(3)</sup>, which it confirmed at the sitting of 4 May 1999,
- having regard to the Commission's amended proposal, COM(99)0018 <sup>(4)</sup>,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 193.

<sup>(3)</sup> OJ C 176, 9.6.1998, p. 35.

<sup>(4)</sup> OJ C 52, 23.2.1999, p. 12.

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- having regard to Article 251(2) of the EC Treaty,
  - having regard to Rule 72 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Regional Policy (A4-0246/99),
1. Amends the common position as follows;
  2. Calls on the Commission to support Parliament's amendments in the opinion it is required to deliver pursuant to Article 251(2)(c) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments;
  4. Instructs its President to forward this decision to the Council and Commission.

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OF THE COUNCILAMENDMENTS  
BY PARLIAMENT

## (Amendment 1)

*Recital 9*

(9) Whereas measures of Community interest undertaken at the initiative of the Commission have an important role to play in achieving the general objectives of Community structural action referred to in Article 1 of Regulation (EC) No .../99; whereas, to that end, in view of the value it adds at Community level, it is important that the ERDF continue to promote cross-border, transnational and inter-regional cooperation, including in the regions located on the external frontiers of the Union within the meaning of the Treaty, the least-favoured islands and the most remote regions, in view of their special features and difficulties; whereas in the context of that cooperation, the harmonious, balanced and sustainable development of the whole of the Community territory adds value to action to promote economic and social cohesion; whereas the contribution of the ERDF to that development should be continued and increased;

(9) Whereas measures of Community interest undertaken at the initiative of the Commission have an important role to play in achieving the general objectives of Community structural action referred to in Article 1 of Regulation (EC) No .../99; whereas, to that end, in view of the value it adds at Community level, it is important that the ERDF continue to promote cross-border, transnational and inter-regional cooperation, including in the regions located on the external frontiers of the Union within the meaning of the Treaty, the least-favoured islands and the most remote regions, in view of their special features and difficulties; whereas in the context of that cooperation, the harmonious, balanced and sustainable development of the whole of the Community territory, **including in connection with spatial planning**, adds value to action to promote economic and social cohesion; whereas the contribution of the ERDF to that development should be continued and increased;

## (Amendment 2)

*Article 2(1)(b)(i)*

(i) which, in regions covered by Objective 1, helps to increase the economic potential, development, structural adjustment and creation or maintenance of sustainable jobs in those regions, including investment in infrastructure contributing to the establishment and development of trans-European networks in the areas of transport, telecommunications and energy infrastructures;

(i) which, in regions covered by Objective 1, helps to increase the economic potential, development, structural adjustment and creation or maintenance of sustainable jobs in those regions, including investment in infrastructure contributing to the establishment and development of trans-European networks in the areas of transport, telecommunications and energy infrastructures, **taking into account the need to link to the central regions of the Community regions suffering from a structural handicap because of their insular, landlocked or peripheral status**;

## (Amendment 3)

*Article 2(2)(ca)*

**(ca) the development of tourism and cultural investment, including the protection of cultural and natural heritage, provided that they are creating sustainable jobs;**

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(Amendment 4)

*Article 3(1)*

1. Pursuant to Article 20 of Regulation (EC) No ... /99, the ERDF shall, in accordance with Article 21 of that Regulation, contribute to the implementation of the Community initiative for cross-border, transnational and inter-regional cooperation intended to encourage the harmonious, balanced and sustainable development of the whole of the Community's territory ('Interreg')

1. Pursuant to Article 20 of Regulation (EC) No ... /99, the ERDF shall, in accordance with Article 21 of that Regulation, contribute to the implementation of the Community initiative for cross-border, transnational and inter-regional cooperation intended to encourage the harmonious, balanced and sustainable development of the whole of the Community's territory ('Interreg') **as well as to the implementation of the Community initiative for economic and social regeneration of cities and urban neighbourhoods in crisis with a view to promoting sustainable urban development ('URBAN')**.

*(Also applies mutatis mutandis to Recital 2 of the common position)*

(c) **A4-0250/99**

**Decision on the common position adopted by the Council with a view to adopting a Council Regulation (EC) No .../99 on the European Social Fund (6406/1/99 – C4-0183/99 – 98/0115(COD))**

(Codecision procedure: second reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending at 1 May 1999 for which the entry into force of the Treaty of Amsterdam implies a change in legal base and/or a change in procedure,
- having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending before the Council as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam),
- having regard to the common position of the Council (C4-0183/99), confirmed by the Council on 4 May 1999,
- having regard to its opinion at first reading <sup>(2)</sup> on the Commission proposal to the Council, COM(98)0131 <sup>(3)</sup>, which was confirmed on 4 May 1999,
- having regard to the Commission's amended proposal COM(99)0044 <sup>(4)</sup>,
- having regard to Article 251(2) of the EC Treaty,
- having regard to Rule 72 of its Rules of Procedure,
- having regard to the recommendation for second reading of the Committee on Employment and Social Affairs (A4-0250/99),

1. Amends the common position as follows;

2. Calls on the Commission to support Parliament's amendment in the opinion it is required to deliver pursuant to Article 251(2)(c) of the EC Treaty;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 193.

<sup>(3)</sup> OJ C 176, 9.6.1998, p. 39.

<sup>(4)</sup> OJ C 74, 18.3.1999, p. 7.

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3. Calls on the Council to approve all Parliament's amendments;
4. Instructs its President to forward this decision to the Council and Commission.

COMMON POSITION  
OF THE COUNCILAMENDMENTS  
BY PARLIAMENT

## (Amendment 1)

*Article 1*

Within the framework of the task entrusted to the European Social Fund (the 'Fund') by Article 123 of the Treaty and of the tasks entrusted to the Structural Funds pursuant to Article 130b of the Treaty and in accordance with the provisions of Regulation (EC) No .../99, the Fund shall support measures to prevent and combat unemployment and to develop human resources in order to promote a high level of employment, equality between men and women, sustainable development, and economic and social cohesion. In particular, the Fund shall contribute to the actions undertaken in pursuance of the European Employment Strategy and the Annual Guidelines on Employment.

Within the framework of the task entrusted to the European Social Fund (the 'Fund') by Article 146 (former Article 123) of the Treaty and of the tasks entrusted to the Structural Funds pursuant to Article 159 (former Article 130b) of the Treaty and in accordance with the provisions of Regulation (EC) No .../99, the Fund shall support measures to prevent and combat unemployment and to develop human resources **and social integration into the labour market** in order to promote a high level of employment, equality between men and women, sustainable development, and economic and social cohesion. In particular, the Fund shall contribute to the actions undertaken in pursuance of the European Employment Strategy and the Annual Guidelines on Employment.

## (Amendment 8)

*Article 3(1)(d)*

(d) development of new sources of employment, *in particular* in the social economy,

(d) development of new sources of employment, **including** in the social economy (**Third System**),

## (Amendment 9)

*Article 4(1), 1st subparagraph*

1. With due regard to national priorities as laid down in particular in the national action plans of employment as well as to the *ex-ante* evaluation, a strategy shall be set out taking account of all relevant policy fields. In order to maximise the efficiency of Fund support, its interventions within this strategy and taking into account the priority fields referred to in Article 2(1) shall be concentrated on a limited number of areas or themes and be directed towards the most important needs and the most effective operations.

1. With due regard to national priorities as laid down in particular in the national action plans of employment as well as to the **ex-ante** evaluation, a strategy shall be set out taking account of all relevant policy fields **and paying particular attention to the areas set out in Article 2(1)(d) and (e)**. In order to maximise the efficiency of Fund support, its interventions within this strategy and taking into account the priority fields referred to in Article 2(1) shall be concentrated on a limited number of areas or themes and be directed towards the most important needs and the most effective operations.

## (Amendment 10)

*Article 4(2)*

2. The programming of Fund interventions shall provide that a reasonable amount of the Fund appropriations made available for the intervention *in question may* be available, in conformity with Article 27 of Regulation (EC) No .../99, in the form of small grants, with special arrangements for access by non-governmental organisations and local partnerships.

2. The programming of Fund interventions shall provide that a reasonable amount of the Fund appropriations made available for the intervention **within Objectives 1 and 3 shall** be available, in conformity with Article 27 of Regulation (EC) No .../99, in the form of small grants, with special arrangements for access by non-governmental organisations and local partnerships. **Member States may choose to implement this paragraph in accordance with financing arrangements set out in Article 29(6), first sentence, of Regulation (EC) No ...**

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(d) A4-0265/99

**Decision on the common position adopted by the Council with a view to adopting a European Parliament and Council Regulation amending Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks (12254/2/98 – C4-0006/99 – 98/0101(COD) – former 98/0101(SYN))**

(Codecision procedure: second reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending at 1 May 1999 for which the entry into force of the Treaty of Amsterdam implies a change in legal base and/or a change in procedure,
  - having regard to its resolution of 4 May 1999 <sup>(1)</sup> on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending before the Council as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam),
  - having regard to the common position of the Council (C4-0006/99) confirmed by the Council by letter of 4 May 1999,
  - having regard to its opinion at first reading <sup>(2)</sup> on the Commission proposal to the Council (COM(98)0172) <sup>(3)</sup>, which was confirmed on 4 May 1999 <sup>(4)</sup>,
  - having regard to Article 251(2) of the EC Treaty,
  - having regard to Rule 72 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Budgets (A4-0265/99),
1. Amends the common position as follows;
  2. Calls on the Commission to support Parliament's amendments in the opinion it is required to deliver pursuant to Article 251(2)(c) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments;
  4. Instructs its President to forward this decision to the Council and Commission.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.<sup>(2)</sup> OJ C 379, 7.12.1998, p. 186.<sup>(3)</sup> OJ C 175, 8.6.1998, p. 7.<sup>(4)</sup> Minutes of that sitting, Part II, Item 10.

COMMON POSITION  
OF THE COUNCIL

AMENDMENTS  
OF PARLIAMENT

(Amendment 1)

*Recital 4*

(4) Whereas it is appropriate to *limit* risk-capital participation to investment funds with a priority focus on providing risk capital for trans-European network projects to 1% of the *financial reference* amount for the period 2000-2006 in order to gain experience with this new form of financing; whereas it is appropriate to examine its possible future extension *in the light of the comprehensive report the Commission will present before the end of 2006 on the experience gained with the application of the mechanisms under this Regulation*;

(4) Whereas it is appropriate to **allow** risk-capital participation **in** investment funds with a priority focus on providing risk capital for trans-European network projects **up** to 1% of the **overall** amount for the period 2000-2006 in order to gain experience with this new form of financing; **whereas this limit may be increased up to 2% following a review of the functioning of this instrument**; whereas it is **also** appropriate to examine its possible future extension;

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(Amendment 18)

*ARTICLE 1(-1) (new)**Article 2(2) (Regulation (EC) No 2236/95)***-1. Article 2(2) is deleted.**

(Amendment 2)

*ARTICLE 1(2)**Article 4(1)(e), 1st subparagraph (Regulation (EC) No 2236/95)*

(e) risk-capital participation for investment funds or comparable financial undertakings with a priority focus on providing risk capital for trans-European network projects and involving substantial private-sector investment; such risk-capital participation shall not exceed 1% of the budgetary resources under Article 18.

(e) risk-capital participation for investment funds or comparable financial undertakings with a priority focus on providing risk capital for trans-European network projects and involving substantial private-sector investment; such risk-capital participation shall not exceed 1% of the budgetary resources under Article 18. **In accordance with the procedure specified in Article 17, this limit may be increased up to 2% as from 2003 in the light of a review, to be presented to the European Parliament and the Council by the Commission, of the functioning of this instrument.**

(Amendment 3)

*ARTICLE 1(2)**Article 4(1)(f) (Regulation (EC) No 2236/95)*

(f) Community assistance under points (c) to (d) shall be combined, where appropriate, in order to maximise the stimulus provided by the budgetary resources deployed, which shall be used in the most economical way.

(f) Community assistance under points (a) to (e) shall be combined, where appropriate, in order to maximise the stimulus provided by the budgetary resources deployed, which shall be used in the most economical way.

(Amendment 4)

*ARTICLE 1(2a) (new)**Article 4(2a) (new) (Regulation (EC) No 2236/95)***2a. In Article 4 the following paragraph 2a is inserted:**

**'2a. The funding for transport infrastructure projects throughout the period referred to in Article 18 should be used in such a way that at least 55% is devoted to railways (including combined transport) and a maximum of 25% to roads.'**

(Amendment 5)

*ARTICLE 1(2b) (NEW)**Article 4(2b) (new) (Regulation (EC) No 2236/95)***2b. In Article 4, the following paragraph 2b is inserted:**

**'2b. The Commission shall specifically promote recourse to private sources of financing for projects funded under this Regulation where the multiplier effect of Community financial instruments can be**

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**maximised in public-private partnerships. Each case shall be examined individually by the Commission, with account taken where appropriate of a possible alternative financed solely with public resources. The support of each Member State concerned shall be required for each project in accordance with the Treaty.'**

(Amendment 6)

*ARTICLE 1(2c) (new)**Article 5(3), new subparagraph (Regulation (EC) No 2236/95)***2c. In Article 5(3) the following subparagraph is inserted:**

**'Exceptionally, in the case of projects concerning satellite positioning and navigation systems as provided for in Article 17 of Decision No 1692/96/EC <sup>(1)</sup>, the total amount of Community aid under this Regulation may reach 20% of the total investment cost as from 1 January 2003 following a review.'**

<sup>(1)</sup> OJ L 228, 9.9.1996, p. 1.

(Amendment 7)

*ARTICLE 1(3)**Article 5a(1) to (4) (Regulation (EC) No 2236/95)*

1. Without prejudice to the application of Article 6 and in order to improve the efficiency of the Community's action, the Commission may, in accordance with the procedure set out in Article 17, elaborate by sector an indicative multiannual programme *for granting budgetary resources under Article 18* (hereinafter called 'programme') on the basis of the guidelines referred to in Article 129c of the Treaty. The programme *shall* be based on applications for financial aid under Article 8 and reflect inter alia information provided by Member States, in particular the information set out in Article 9.

2. A programme shall exclusively be composed of projects of common interest and/or coherent groups of projects of common interest, as previously identified within the framework of the guidelines referred to in Article 129c(1) of the Treaty, in specific fields having substantial financial needs over a long period.

3. For each project or group of projects referred to in paragraph 2 the programme *shall* establish the indicative *global amounts and the financial plans including envisaged annual amounts* for the granting of financial aid *for the programme's time-period*. No more than 75% of the budgetary resources under Article 18 shall be used for the purposes of indicative multi-annual programmes.

1. Without prejudice to the application of Article 6 and in order to improve the efficiency of the Community's action, the Commission may, in accordance with the procedure set out in Article 17, elaborate by sector an indicative multiannual programme (hereinafter called 'programme') on the basis of the guidelines referred to in Article 129c of the Treaty. The programme **will** be based on applications for financial aid under Article 8 and reflect inter alia information provided by Member States, in particular the information set out in Article 9.

2. A programme shall exclusively be composed of projects of common interest and/or coherent groups of projects of common interest, as previously identified within the framework of the guidelines referred to in Article 129c(1) of the Treaty, in specific fields having substantial financial needs over a long period.

3. For each project or group of projects referred to in paragraph 2 the programme **will** establish the indicative amounts for the granting of financial aid, **subject to the annual decisions of the budgetary authority**. No more than 75% of the budgetary resources under Article 18 shall be used for the purposes of indicative multi-annual programmes.



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4. The programme shall serve as a reference for the annual decisions allocating *the budgetary resources under Article 18* within the annual budgetary appropriations. The Commission shall regularly inform the Committee referred to in Article 17 of the progress of programmes and any decisions taken by the Commission in allocating *the budgetary resources under Article 18*.

The programme *shall* be reviewed, at least at mid-term *and in the year 2005* or in the light of the effective progress of the project(s) or group(s) of projects, and if necessary revised, in accordance with the procedure set out in Article 17. *In its opinion on a programme, the Committee shall also deliver an opinion on the parameters of any review. The proper functioning of the programme, in particular in relation to the role of the Committee referred to in Article 17, shall be included as part of the mid-term review.*

The programme shall also give an indication of other sources of financing for the projects concerned, in particular from other Community instruments and the European Investment Bank.

4. The programme shall serve as a reference for the annual decisions allocating **Community aid for projects** within the annual budgetary appropriations. The Commission shall regularly inform the Committee referred to in Article 17 of the progress of programmes and any decisions taken by the Commission in allocating **Community aid for projects**. **The supporting documents accompanying the Commission's preliminary draft budget shall include a report concerning progress in the implementation of each multiannual indicative programme in accordance with the Financial Regulation.**

The programme **must** be reviewed, at least at mid-term or in the light of the effective progress of the project(s) or group(s) of projects, and if necessary revised, in accordance with the procedure set out in Article 17.

The programme shall also give an indication of other sources of financing for the projects concerned, in particular from other Community instruments and the European Investment Bank.

(Amendment 8)

ARTICLE 1(3a) (new)

Article 6(1a) (new) (Regulation (EC) No 2236/95)

3a. In Article 6 the following paragraph 1a is inserted:

**'1a. In its implementation of this Regulation, the Commission shall ensure the conformity of its decisions on granting Community aid with the priorities laid down in the guidelines for the different sectors established pursuant to Article 129c(1) of the Treaty. This shall include their conformity with any requirements which may be laid down in those guidelines in terms of a percentage of total Community aid.'**

(Amendment 9)

ARTICLE 1(3b) (new)

Article 8 (Regulation (EC) No 2236/95)

3b. Article 8 is replaced by the following:

**'Article 8****Submission of applications for financial aid**

**Applications for financial aid shall be submitted to the Commission by the Member State(s) concerned or, with the agreement of the Member State(s), by the public or private undertakings or bodies directly concerned. The Commission shall establish the agreement of the Member State(s) concerned.'**

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(Amendment 10)

## ARTICLE 1(6)

*Article 10 (Regulation (EC) No 2236/95)*

The Commission shall decide to grant financial aid under this Regulation according to its assessment of the application in accordance with the selection criteria. In the case of projects identified in the relevant indicative multiannual programme established pursuant to Article 5a, the Commission shall take the annual decisions to grant aid within the indicative financial *allocations* provided for in that programme. In the case of other projects, *decisions to grant aid shall be taken* in accordance with the procedure specified in Article 17. The Commission shall notify its decision directly to the beneficiaries and to the Member States.

**In accordance with Article 274 of the Treaty**, the Commission shall decide to grant financial aid under this Regulation according to its assessment of the application in accordance with the selection criteria. In the case of projects identified in the relevant indicative multiannual programme established pursuant to Article 5a, the Commission shall take annual decisions to grant aid within the indicative financial **amounts** provided for in that programme. In the case of other projects, **measures shall be adopted** in accordance with the procedure specified in Article 17. The Commission shall notify its decision directly to the beneficiaries and to the Member States.

(Amendment 11)

## ARTICLE 1(7)

*Article 11(7) (Regulation (EC) No 2236/95)*

7. The Commission shall *determine, following the procedure set out in Article 17*, the procedures, timetable and amounts for payments of interest-rate subsidies, guarantee premium subsidies and support in the form of risk capital participation, for investment funds or comparable financial undertakings with a priority focus on providing risk capital for trans-European network project.

7. **Following the procedure set out in Article 17**, the Commission shall **establish a framework for** the procedures, timetable and amounts for payments of interest-rate subsidies, guarantee premium subsidies and support in the form of risk capital participation, for investment funds or comparable financial undertakings with a priority focus on providing risk capital for trans-European network projects.

(Amendment 17)

## ARTICLE 1(8a) (new)

*Article 12(1), 3rd indent (Regulation (EC) No 2236/95)***8a. Article 12(1) third indent is replaced by the following:**

‘— **recover any amounts lost as a result of irregularity, including interest on account of late repayment in accordance with the rules adopted by the Commission. Except where the Member State(s) and/or the implementing public authority provide proof that they were not responsible for the irregularity, the Member State shall be liable in the alternative for reimbursement of any sums unduly paid.**’

(Amendment 19)

## ARTICLE 1 (8b) (new)

*Article 12(6) (Regulation (EC) No 2236/95)***8b. Article 12(6) is replaced by the following:**

‘6. **In the case of Community aid granted to public or private undertakings or bodies directly concerned, the control measures shall be carried out by the Commission in cooperation with the Member States as appropriate.**’

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(Amendment 20)

ARTICLE 1(8c) (new)

Article 12(7) (Regulation (EC) No 2236/95)

**8c. Article 12(7) is replaced by the following:**

**'7. The responsible bodies and authorities and public or private undertakings or bodies directly concerned shall keep available for the Commission all the supporting documents regarding expenditure on any project for a period of five years following the last payment in respect of the project.'**

(Amendment 12)

ARTICLE 1(9)

Article 13(2a) (new) Regulation (EC) No 2236/95

2a. Except in cases duly justified by the Commission to the Committee referred to in Article 17, aids granted to projects which have not started within two years following the date of their expected start, as indicated in the decision granting assistance, will be cancelled by the Commission.

2a. Except in cases duly justified to the Commission, aids granted to projects which have not started within two years of their expected start, as indicated in the decision granting assistance, will be cancelled by the Commission.

(Amendment 13)

ARTICLE 1(12a) (new)

New Recital (Article 17) (Regulation (EC) No 2236/95)

**12a. The following Recital is added in order to explain the committee procedures laid down in Article 17:**

**'Whereas Council Decision 87/373/EEC lays down the procedures for the exercise of powers conferred on the Commission by the Council for the implementation of acts which it adopts; whereas the procedures laid down in this Regulation should take account of possible modifications of existing arrangements laid down by interinstitutional agreement or by Decision 87/373/EEC;'**

(Amendment 14)

ARTICLE 1(13)

Article 18, 1st paragraph (Regulation (EC) No 2236/95)

The financial *reference amount* for the implementation of this Regulation for the period 2000-2006 shall be *one euro*. The annual appropriations shall be authorised by the budgetary authority within the limits of the financial perspective.

The financial **framework** for the implementation of this Regulation for the period 2000-2006 shall be **EUR 4 600 million**. The annual appropriations shall be authorised by the budgetary authority within the limits of the financial perspective.

(Amendment 15)

ARTICLE 1(14)

Article 19 (Regulation (EC) No 2236/95)

Before the end of 2006 the Commission shall submit to the European Parliament and the Council a comprehensive report

Before the end of 2006 the Commission shall submit to the European Parliament and the Council a comprehensive report

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on the experience gained with the mechanisms under this Regulation, in particular the *mechanism under Article 4(1)(e)*, and the Council, acting in accordance with the procedure laid down in the *third paragraph of Article 129d* of the Treaty, shall examine whether and under which conditions the measures provided for in this Regulation will be continued or amended after the end of the period referred to in Article 18.

on the experience gained with the mechanisms under this Regulation **for granting Community aid**, in particular the **mechanisms and provisions foreseen in Article 4. The European Parliament** and the Council, acting in accordance with the procedure laid down in the **first paragraph of Article 156** of the Treaty, shall examine whether and under which conditions the measures provided for in this Regulation will be continued or amended after the end of the period referred to in Article 18.

(Amendment 21)

*Annex (1), 2nd paragraph, 2nd indent*

- *at least partially finance by the Member States concerned within the meaning of Article 2(2) of the Regulation.* **Deleted**

(Amendment 16)

*Annex (1), 3rd paragraph*

Community aid for investment funds or comparable financial undertakings, if granted in the form of a risk-capital participation, shall be granted, in principle, only if the Community contribution ranks *pari passu* with other investors in the fund.

Community aid for investment funds or comparable financial undertakings, if granted in the form of a risk-capital participation, shall be granted, in principle, only if the Community contribution ranks *pari passu* **in terms of risk** with other investors in the fund.

(Amendment 22)

*Annex (2), 1st subparagraph*

Contributions under Article 4(1)(e) of the Regulation shall not exceed 1% of the *total budgetary appropriations for trans-European networks until the end of 2006*.

Contributions under Article 4(1)(e) of the Regulation shall not exceed 1% of the **overall amount for the period mentioned in Article 18. However this limit may be increased in accordance with the said Article 4(1)(e)**.

(e) A4-0230/99

**Resolution on the communication from the Commission to the Council and the European Parliament on the establishment of a new financial perspective for the period 2000-2006 (COM(98)0164 – C4-0304/98) and on the report by the Commission on the implementation of the Interinstitutional Agreement of 29 October 1993 on budgetary discipline and improvement of the budgetary procedure – proposals for renewal (COM(98)0165 – C4-0305/98)**

*The European Parliament,*

- having regard to the communication from the Commission to the Council and the European Parliament (COM(98)0164 – C4-0304/98) and the report by the Commission (COM(98)0165 – C4-0305/98),
- having regard to the Commission working document on the Interinstitutional Agreement on budgetary discipline and improvement of the budgetary procedure (Draft) (SEC(98)0698 – C4-0272/98),

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- having regard to its resolution of 4 December 1997 on Agenda 2000: the 2000-2006 financial framework for the Union and the future financing system (COM(97)2000 – C4-0372/97) <sup>(1)</sup>,
  - having regard to the common position expressed by the European Council at its meeting in Berlin on 24-25 March 1999,
  - having regard to its resolution of 14 April 1999 on the results of the extraordinary European Council in Berlin on 24-25 March 1999 <sup>(2)</sup>,
  - having regard to the report of the Committee on Budgets and the opinions of the Committee on Economic and Monetary Affairs and Industrial Policy, the Committee on Research, Technological Development and Energy, the Committee on External Economic Relations, the Committee on Employment and Social Affairs, the Committee on Regional Policy, the Committee on Transport and Tourism, the Committee on Culture, Youth, Education and the Media, the Committee on Development and Cooperation, the Committee on Civil Liberties and Internal Affairs, the Committee on Budgetary Control and the Committee on Fisheries (A4-0230/99),
- A. whereas an agreement between the two arms of the budgetary authority is required if the financial framework is to be renewed,
- B. whereas the establishment of the financial perspective constitutes only a reference framework, and not a framework for the adoption of the annual budgets during the period in question, and whereas the Council has twice rejected the incorporation of the principle of financial planning when the Maastricht and Amsterdam Treaties were drafted,
- C. whereas, in overall terms, the experience gained with the financial perspective over the period 1988-1999 has been favourable, since it has cleared the way, *inter alia*, for:
- (a) non-conflictual budgetary procedures;
  - (b) increases in non-compulsory expenditure (NCE) well above the statistical rate of increase (maximum rate of increase – MRI) for NCE;
  - (c) the adoption of stringent budgets well below the own-resources ceiling, totalling more than ECU 110 billion over the period as a whole,
- D. whereas 1988 and 1993 demonstrated the value of having a financial framework for the annual budgetary procedure,
1. Notes that a political agreement has been reached within the Council on the principles to govern:
- (a) the reform of the CAP;
  - (b) fresh legislation on the Structural Funds and the Cohesion Fund;
  - (c) the pre-accession financial instruments;
2. Points out that the agreement reached in the legislative sphere is consistent with the ceilings for headings 1, 2 and 7 of the financial perspective, on which it delivered a favourable opinion in its resolutions of 6 May 1999;
3. Points out that, in its resolution of 4 December 1997, it laid down a number of conditions, in particular the incorporation of a flexibility instrument into the new financial perspective, and that an agreement of principle was reached with the Budget Council in a joint declaration of 8 December 1998;
4. Points out that the financial perspective should create scope for the development of European policies, whilst reflecting the Council's wish for a rigorous approach so that the objective of enlargement can be pursued over the next seven years;
5. Stresses that, given the length of the programming period, it is essential to establish a flexibility instrument which can be employed should the ceilings for the various headings prove inadequate;

<sup>(1)</sup> OJ C 388, 22.12.1997, p. 31.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 23.

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6. Points out that the financial perspective has hitherto formed part of an overall interinstitutional agreement which has improved the budgetary procedure and that that agreement can be renewed only in a climate of mutual trust among the institutions;

7. Takes the view that the conditions governing the extension of the 1999 financial perspective, as referred to in Article 25 of the Agreement of 29 October 1993, have not been met;

*As regards the financial perspective*

*Heading 1*

8. Welcomes the fact that the Council has taken up its proposal to establish the ceiling for heading 1 at a level below the agricultural guideline; also welcomes the fact that the agreement definitively classifies structural measures and accompanying measures as non-compulsory expenditure, thereby ending a conflict which had persisted despite the 1982 'agreements';

*Heading 2*

9. Welcomes the fact that the Council has endorsed Parliament's standpoint by confirming that the appropriations earmarked for the cohesion policy constitute an expenditure target and by accepting the possibility of allocating additional appropriations over and above the sum agreed by the Berlin European Council to cover the innovative actions and the reduction in the funding of the URBAN programme;

*Heading 3*

10. Notes with satisfaction that on 26 April 1999 the Council increased the annual ceilings by a total of EUR 1 480 million, making it possible to cover legislative decisions already adopted, but also to maintain the other internal policies at the current level;

*Heading 4*

11. Notes that the ceiling for this heading does not make it possible to fund the transfer in full of the humanitarian aid reserve (EUR 146 million at 1999 prices);

12. Welcomes the fact that the Council of 26 April 1999 endorsed a request to revise the ceilings for heading 4 as soon as the financial needs relating to the Union's commitments in the Balkans region have been determined; points out that needs under this heading are very often determined by Council decisions and that the Union's strengthened role following the entry into force of the Amsterdam Treaty could give rise to additional requirements, provided that the amounts were available for the CFSP, emergencies and the poorest developing countries;

13. Regrets the fact that the European Council has again failed to incorporate the European Development Fund into the Community budget, which, on grounds of transparency and oversight, appears ever more urgently needed;

*Heading 5*

14. Sees it as a positive step that the Council has agreed to increase the ceiling for this heading as laid down by the Berlin European Council by EUR 1 100 million for the whole period, thereby ensuring that the institutions can operate normally; reiterates that the more effective operation of the institutions will entail restructuring measures and, possibly, very limited growth over the next few years;

15. Takes the view that the new ceiling for heading 5 must take account of officials' pension requirements and the cost of adopting the Statute for Members, which will give rise to a transfer of expenditure from national budgets to the European budget;

*Heading 6*

16. Would feel able to endorse the Council's approach only if the reduction in the emergency aid reserve were to be matched by a transfer of the same amount to heading 4, as proposed by the Commission;

17. Notes, further, that the justification for the reduction in the monetary reserve for agriculture is weakened by the reduction in the ceiling for heading 1;

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*Heading 7*

18. Welcomes the fact that the Council has agreed to establish a separate heading for pre-accession measures, but takes the view, in the light of the major uncertainties surrounding the enlargement process, that the ceiling for this heading might prove inadequate when set against the needs of the applicant countries;

*Table B*

19. Notes that, in a table B dealing with a hypothetical Europe of 21, annexed to the IIA and separate from the financial perspective, the Council proposes the creation of a heading 8 to ringfence appropriations not used in connection with enlargement; shares the Council's view that it is useful to have an indicative table, without, however, ruling out from the start any move to use the appropriations, even though the date of and the terms governing the enlargement and macroeconomic trends are uncertain;

*The flexibility instrument*

20. Welcomes the fact that the Council has accepted some parts of the proposed procedure for employing the flexibility instrument, as well as a gradual increase in the amount; hopes that the Council will cooperate sincerely in implementing the procedures and that the instrument as defined can form a key part of future financial programming;

*The principles governing the future Interinstitutional Agreement*

21. Welcomes the fact that the new Interinstitutional Agreement should consolidate the progress made towards improving the budgetary procedure and, in particular, establish formal agreement on the following points:

- (a) the classification as NCE of the structural and accompanying measures and all the pre-accession expenditure;
- (b) the procedure for employing the flexibility instrument;
- (c) a new conciliation procedure for the whole of the budget which forestalls classification disputes and which clears the way, ultimately, for a revision of the budgetary procedure;
- (d) a clause stipulating that the financial perspective must automatically be revised when each enlargement takes place, as well as a general clause providing for a review of the agreement, including the financial perspective, at the request of either arm of the budgetary authority;
- (e) the removal, in the table setting out the financial perspective, of all references to binding sub-ceilings;

22. Reiterates that the orderly functioning of the budgetary procedure depends more than ever before on sincere cooperation between the two arms of the budgetary authority, itself based on a relationship of equals between the institutions; warns the Council that, unless this spirit is respected, it could withdraw unilaterally from the agreement at any time;

23. Notes that this resolution incorporates the substance of the committees' opinions;

24. Calls on the Council and Commission, on the basis of these considerations, to explore every avenue with a view to agreeing on new ceilings for the various headings and to incorporate the principles outlined above into the Interinstitutional Agreement;

25. Approves the text of the interinstitutional agreement annexed to this resolution;

\*  
\*      \*

26. Instructs its President to forward this resolution to the Council, the Commission and the other institutions.

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ANNEX

**PROVISIONAL TEXT****INTERINSTITUTIONAL AGREEMENT  
of 6 May 1999  
on budgetary discipline and improvement of the budgetary procedure**

1. The purpose of this agreement concluded between the European Parliament, the Council and the Commission — the 'institutions' — is to implement budgetary discipline and to improve the functioning of the annual budgetary procedure and cooperation between the institutions on budgetary matters.
2. Budgetary discipline under this Agreement covers all expenditure. It is binding on all the institutions involved for as long as the Agreement is in force.
3. This Agreement does not alter the respective budgetary powers of the various institutions as laid down in the Treaties.
4. Any amendment of this Agreement requires the consent of all the institutions which are party to it. Changes to the financial perspective must be made in accordance with the procedures laid down for this purpose in the Agreement.
5. This Agreement is in two parts:
  - Part I contains a definition and implementing provisions for the financial perspective 2000-2006 and applies for the duration of this financial perspective;
  - Part II relates to improvement of interinstitutional collaboration during the budgetary procedure.
6. Whenever it considers it necessary and at all events at the same time as any proposal for a new financial perspective presented pursuant to paragraph 26, the Commission will present a report on the application of this Agreement, accompanied where necessary by proposed amendments.
7. This Agreement enters into force on 1 January 2000. It repeals and replaces with effect from the same date:
  - the Joint Declaration by the European Parliament, the Council and the Commission of 30 June 1982 on various measures to improve the budgetary procedure;
  - the Interinstitutional Agreement of 29 October 1993 between the European Parliament, the Council and the Commission on budgetary discipline and improvement of the budgetary procedure;
  - the Declaration by the European Parliament, the Council and the Commission of 6 March 1995 on the incorporation of financial provisions into legislative acts;
  - the Joint Declaration of 12 December 1996 concerning the improvement of information to the budgetary authority on fisheries agreements;
  - the Interinstitutional Agreement between the European Parliament, the Council and the European Commission of 17 July 1997 on provisions regarding financing of the common foreign and security policy;
  - the Interinstitutional Agreement of 13 October 1998 between the European Parliament, the Council and the Commission on legal bases and implementation of the budget.

**Part I — Financial perspective 2000-2006: definition and implementing provisions*****A. Contents and nature of the financial perspective***

8. The financial perspective 2000-2006, presented in Annex I, is an integral part of this Agreement. It constitutes the reference framework for interinstitutional budgetary discipline. Its contents are consistent with the conclusions of the Berlin European Council.



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9. The financial perspective is intended to ensure that, in the medium term, Community expenditure, broken down by broad category, develops in an orderly manner and within the limits of the own resources assigned to the Community.

10. The financial perspective 2000-2006 establishes, for each of the years and for each heading or subheading, amounts of expenditure in terms of appropriations for commitments. Overall annual totals of expenditure are also shown in terms of both appropriations for commitments and appropriations for payments. The appropriations for payments left available for enlargement and to be used in accordance with the second subparagraph of paragraph 25 are also identified.

All these amounts are expressed in 1999 prices, except for the monetary reserve, where the amounts are expressed in current prices.

The financial perspective does not take account of budget items financed by earmarked revenue within the meaning of Article 4 of the Financial Regulation.

Specific items of expenditure may be financed only up to the ceiling fixed for this purpose and without prejudice to the second subparagraph of paragraph 11 below.

Information relating to operations not included in the general budget of the European Communities and the foreseeable development of the various categories of Community own resources are set out, as an indication, in separate tables. This information is updated annually when the technical adjustment is made to the financial perspective.

The agricultural guideline remains unchanged. It will be re-examined on the basis of a report which the Commission will present to the Council before the next enlargement of the European Union in order to make any adjustment considered necessary.

11. The institutions acknowledge that each of the absolute amounts shown in the financial perspective 2000-2006 represents an annual ceiling on Community expenditure. Without prejudice to any changes in these ceilings in accordance with the provisions contained in this Agreement, they undertake to use their respective powers in such a way as to comply with the various annual expenditure ceilings during each budgetary procedure and when implementing the budget for the year concerned.

However, the ceilings under heading 7 are indicative by nature and the two arms of the budgetary authority may jointly decide to alter the breakdown in the course of the budgetary procedure.

12. The two arms of the budgetary authority agree to accept, for the duration of the financial perspective 2000-2006, the maximum rates of increase for non-compulsory expenditure deriving from the budgets established within the ceilings set by the financial perspective.

Except in heading 2, for the purposes of sound financial management, the institutions will ensure as far as possible during the budgetary procedure and at the time of the budget's adoption that adequate margins are left available beneath the ceilings for the various headings.

Within the maximum rates of increase for non-compulsory expenditure specified in the first subparagraph, the European Parliament and the Council undertake to respect the allocations of commitment appropriations provided in the financial perspective for structural operations.

13. A decision by the Council or joint decision by the European Parliament and the Council which involves exceeding the appropriations available in the budget or the allocations available in the financial perspective in accordance with paragraph 11 may not be implemented in financial terms until the budget has been amended and, if necessary, the financial perspective has been appropriately revised in accordance with the relevant procedure for each of these cases.

14. For each of the years covered by the financial perspective, the total appropriations for payments required, after annual adjustment and taking account of any other adjustments or revisions, must not be such as to produce a call-in rate for own resources that exceeds the ceiling in force for these resources.

If need be, the two arms of the budgetary authority will decide, acting on a proposal from the Commission and in accordance with the voting rules laid down in the fifth subparagraph of Article 272(9) of the Treaty, to lower the ceilings set in the financial perspective in order to ensure compliance with the ceiling on own resources.

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### **B. Annual adjustments of the financial perspective**

#### *Technical adjustments*

15. Each year the Commission, acting ahead of the budgetary procedure for year n+1, will determine the agricultural guideline and make the following technical adjustments to the financial perspective in line with movements in gross national product (GNP) and prices:

- (a) revaluation, at year n+1 prices, of the ceilings and of the overall figures for appropriations for commitments and appropriations for payments, with the exception of the monetary reserve.
- (b) calculation of the margin available under the own resources ceiling.

The Commission will make these technical adjustments on the basis of the most recent economic data and forecasts available. However, the technical adjustment of the ceiling for heading 1 (Agriculture) will be based on a deflator of 2% a year. The technical adjustment of the ceiling for the 'Structural Funds' subheading will be based on the overall deflator stipulated in the Structural Funds regulations for determining the programming of the corresponding operations. The index base against which the allocations for 2004 to 2006 are pegged will be reviewed, if necessary, by the Commission before 31 December 2003 on the basis of the most recent information available. There will be no *ex post* adjustment of the allocations for earlier years.

The results of such adjustments and the underlying economic forecasts will be communicated to the two arms of the budgetary authority.

No further technical adjustments will be made in respect of the year concerned, either during the year or as *ex post* corrections during subsequent years.

#### *Adjustments connected with implementation*

16. When notifying the two arms of the budgetary authority of the technical adjustments to the financial perspective, the Commission will present any proposals for adjustments to the total appropriations for payments which it considers necessary, in the light of implementation, to ensure an orderly progression in relation to the appropriations for commitments.

17. For the adjustment exercise in 2001 and in the event of delays in the adoption of the programmes for structural operations, the two arms of the budgetary authority undertake to authorise, on a proposal from the Commission, the transfer to subsequent years, in excess of the corresponding ceilings on expenditure, of the allocations not used in 2000.

18. The European Parliament and the Council will take decisions on these proposals before 1 May of year n, in accordance with the majority voting rules laid down in the fifth subparagraph of Article 272(9) of the Treaty.

### **C. Revision of the financial perspective**

19. In addition to the regular technical adjustments and adjustments in line with the conditions of implementation, the financial perspective may be revised in compliance with the own resources ceiling, on a proposal from the Commission, in the event of unforeseen circumstances.

20. As a general rule, any such proposal for revision must be presented and adopted before the start of the budgetary procedure for the year or the first of the years concerned.

Any decision to revise the financial perspective by up to 0,03 % of European Union GNP within the margin for unforeseen expenditure will be taken jointly by the two arms of the budgetary authority acting in accordance with the voting rules laid down in the fifth subparagraph of Article 272(9) of the Treaty.

Any revision of the financial perspective above the limit of 0,03 % of European Union GNP within the margin for unforeseen expenditure will be taken jointly by the two arms of the budgetary authority, with the Council acting unanimously.

21. Except for expenditure under heading 2, the institutions will examine the scope for reallocating expenditure between the programmes covered by the heading concerned by the revision, with particular reference to any expected underutilisation of appropriations. The objective should be that a significant amount, in absolute terms and as a percentage of the new expenditure planned, should be within the existing ceiling for the heading.

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The institutions will also examine the scope for offsetting raising the ceiling for one heading by lowering the ceiling for another.

Amounts available under headings 1 to 6 cannot at any time be used for pre-accession assistance (heading 7) and, conversely, expenditure reserved for pre-accession assistance cannot be used for headings 1 to 6.

Amounts available for accession can only be used in order to cover expenditure arising as a direct consequence of enlargement, and cannot cover unforeseen expenditure arising under headings 1 to 7. Conversely, expenditure earmarked for headings 1 to 7 cannot be used to supplement the cost of new accessions.

Any revision of the compulsory expenditure in the financial perspective may not lead to a reduction in the amount available for non-compulsory expenditure.

Any revision must maintain an appropriate relationship between commitments and payments.

***D. Consequences of the absence of a joint decision by the institutions on the adjustment or revision of the financial perspective***

22. If the institutions fail to reach a joint decision on any adjustment or revision of the financial perspective proposed by the Commission, the objectives set previously will, after the annual technical adjustment, continue to apply as the expenditure ceilings for the year in question.

***E. Reserves***

23. The three reserves appearing in heading 6 of the financial perspective are entered in the general budget of the European Communities. The necessary resources will be called in only when these reserves are implemented:

- (a) the monetary reserve is intended to cover, during the years 2000 to 2002, the impact on agricultural budget expenditure of significant and unforeseen movements in the euro/US dollar parity in relation to the parity used in the budget;
- (b) the reserve for guaranteeing loans to non-member countries is intended to endow the budget headings which will be drawn on to constitute the Guarantee Fund and for any additional payments to be made should a debtor default;
- (c) the purpose of the emergency aid reserve is to provide a rapid response to the specific aid requirements of non-member countries following events which could not be foreseen when the budget was established, first and foremost for humanitarian operations.

When it considers that one of these reserves needs to be called on, the Commission will present a proposal for an appropriate transfer to the two arms of the budgetary authority.

Any Commission proposal to draw on the reserve for emergency aid must, however, be preceded by an examination of the scope for reallocating appropriations.

At the same time as it presents its proposal for a transfer, the Commission will initiate a dialogue procedure, if necessary in a simplified form, to secure the agreement of the two arms of the budgetary authority on the need to use the reserve and on the amount required.

If the Commission's proposal fails to secure the agreement of the two arms of the budgetary authority, and if the European Parliament and the Council are unable to agree on a common position, they will refrain from taking a decision on the Commission's proposal for a transfer.

***F. Flexibility instrument***

24. The flexibility instrument, with an annual ceiling of EUR 200 million, is intended to allow financing, for a given financial year and up to the amount indicated, of clearly identified expenditure which could not be financed within the limits of the ceilings available for one or more other headings.

The portion of the annual amount which is not used may be carried over up to year n+2. If the instrument is mobilised, any carryovers will be drawn on first, in order of age. The portion of the annual amount from year n which is not used in year n+2 lapses.

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The flexibility instrument should not, as a rule, be used to cover the same needs two years running.

The Commission will make a proposal for the flexibility instrument to be used after it has examined all possibilities for re-allocating appropriations under the heading requiring additional expenditure.

The proposal will concern the principle of making use of the instrument and will identify the needs to be covered and the amount required. It may be presented, for any given financial year, during the budgetary procedure. The Commission proposal will be included in the preliminary draft budget or accompanied, in accordance with the Financial Regulation, by the appropriate budgetary instrument.

The decision to deploy the flexibility instrument will be taken jointly by the two arms of the budgetary authority in accordance with the voting rules under the fifth subparagraph of Article 272(9) of the Treaty. Agreement will be reached by means of the conciliation procedure provided for in Part II Section A and Annex III to this agreement.

### ***G. Adjustment of the financial perspective to cater for enlargement***

25. Where the Community is enlarged to include new Member States during the period covered by the financial perspective, the European Parliament and the Council, acting on a proposal from the Commission and in accordance with the voting rules under the fifth subparagraph of Article 272(9) of the Treaty, will adjust the financial perspective to take account of the expenditure requirements resulting from this enlargement.

Without prejudice to the outcome of the accession negotiations, the change in the headings concerned must not exceed the amounts shown in the indicative financial framework contained in Annex II, which is based on the assumption of an enlarged Community with six new Member States from 2002.

The additional requirements will be covered by the available amounts set aside for this purpose in the financial perspective and, if necessary, by using the additional own resources resulting from the increased GNP of the European Union after enlargement.

### ***H. Duration of the financial perspective and procedure to be applied should a new financial perspective not be agreed***

26. Before 1 July 2005, the Commission will present proposals for a new medium-term financial perspective.

Should the two arms of the budgetary authority fail to agree on a new financial perspective, and unless the existing financial perspective is expressly denounced by one of the parties to this Agreement, the ceilings for the last year covered by the existing financial perspective will be adjusted in accordance with paragraph 15 of this Agreement by applying to these amounts the average rate of increase observed over the preceding period, excluding any adjustments made to take account of enlargement of the Community. This rate of increase may not, however, exceed the rate of growth of Community GNP.

## **Part II – Improvement of interinstitutional collaboration during the budgetary procedure**

### ***A. The interinstitutional collaboration procedure***

27. The institutions agree to set up a procedure for interinstitutional collaboration in budgetary matters. The details of this collaboration are set out in Annex III, which forms an integral part of this Agreement.

### ***B. Establishment of the budget***

28. The Commission will present each year a preliminary draft budget showing the Community's actual financing requirements.

It will take into account:

- the capacity for utilising appropriations, endeavouring to maintain a strict relationship between appropriations for commitments and appropriations for payments,

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- the possibilities for starting up new policies through pilot projects and/or new preparatory operations or continuing multiannual operations which are coming to an end, after assessing whether it will be possible to secure a basic act,
- the need to ensure that any increase in expenditure in relation to the previous year is in accordance with the constraints of budgetary discipline.

29. The institutions will, as far as possible, avoid entering items in the budget carrying insignificant amounts of expenditure on operations.

The two arms of the budgetary authority also undertake to bear in mind the assessment of the possibilities for executing the budget made by the Commission in its preliminary drafts and in connection with implementation of the current budget.

### ***C. Classification of expenditure***

30. The institutions consider compulsory expenditure to be such expenditure as the budgetary authority is obliged to enter in the budget by virtue of a legal undertaking entered into under the Treaty or an act adopted by virtue of this Treaty.

31. The preliminary draft budget shall contain a proposal for the classification of each new budget item and each item with an amended legal base.

If they do not accept the classification proposed in the preliminary draft budget, the European Parliament and the Council will examine classification of the budget item concerned on the basis of Annex IV, which forms an integral part of this Agreement. Agreement will be sought during the conciliation procedure provided for in Annex III.

### ***D. Maximum rate of increase of non-compulsory expenditure in the absence of a financial perspective***

32. Without prejudice to the first subparagraph of paragraph 12, the institutions agree on the following provisions:

- (a) Parliament's autonomous margin for manoeuvre defined in the fourth subparagraph of Article 272(9) of the Treaty — which is to be at least half the maximum rate — applies as from the draft budget established by the Council at first reading, including any letters of amendment.

The maximum rate is to be observed in respect of the annual budget, including any supplementary and/or amending budgets. Without prejudice to the setting of a new rate, any portion of the maximum rate which has not been utilised will remain available for use and may be used when draft supplementary and/or amending budgets are considered.

- (b) without prejudice to point (a), if it appears in the course of the budgetary procedure that completion of the procedure might require agreement on setting a new rate of increase for non-compulsory expenditure to apply to payment appropriations and/or a new rate to apply to commitment appropriations (the latter rate may be at a different level from the former), the institutions will endeavour to secure an agreement between the two arms of the budgetary authority by the conciliation procedure provided for in Annex III.

### ***E. Incorporation of financial provisions in legislative instruments***

33. Legislative instruments concerning multiannual programmes adopted under the codecision procedure contain a provision in which the legislative authority lays down the financial framework for the programme for its entire duration.

That amount will constitute the prime reference for the budgetary authority during the annual budgetary procedure.

The budgetary authority and the Commission, when drawing up its preliminary draft budget (PDB), undertake not to depart from this amount unless new, objective, long-term circumstances arise for which explicit and precise reasons are given, with account being taken of the results obtained from implementing the programme, in particular on the basis of assessments.

34. Legislative instruments concerning multiannual programmes not subject to the codecision procedure will not contain an 'amount deemed necessary'.

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Should the Council wish to include a financial reference, this will be taken as illustrating the will of the legislative authority and will not affect the powers of the budgetary authority as defined by the Treaty. This provision will be mentioned in all instruments which include such a financial reference.

If the amount concerned has been the subject of an agreement pursuant to the conciliation procedure provided for in the Joint Declaration of 4 March 1975, it will be considered a reference amount within the meaning of paragraph 33.

35. The financial statement provided for in Article 3 of the Financial Regulation will reflect in financial terms the objectives of the proposed programme and include a schedule covering the duration of the programme. It will be revised, where necessary, when the preliminary draft budget is drawn up, taking account of the extent of implementation of the programme.

The revised statement will be forwarded to the budgetary authority together with the preliminary draft budget and after the budget is adopted.

#### **F. Legal bases**

36. Under the system of the Treaty, implementation of appropriations entered in the budget for any Community action requires the prior adoption of a basic act.

A 'basic act' is an act of secondary legislation which provides a legal basis for the Community action and for the implementation of the corresponding expenditure entered in the budget. Such an act must take the form of a regulation, a directive or a decision (*Entscheidung* or *Beschluß*). Recommendations and opinions do not constitute basic acts, nor do resolutions or declarations.

37. However, the following may be implemented without a basic act as long as the actions which they are intended to finance fall within the competence of the Community:

- a) (i) appropriations for pilot schemes of an experimental nature aimed at testing the feasibility of an action and its usefulness. The relevant commitment appropriations may be entered in the budget for only two financial years. Their total amount may not exceed EUR 32 million;
- (ii) appropriations relating to preparatory actions intended to prepare proposals with a view to the adoption of future Community actions. The preparatory actions must follow a coherent approach and may take various forms. The relevant commitment appropriations may be entered in the budget for only three financial years at most. The legislative procedure should be concluded before the end of the third financial year. During the course of the legislative procedure, the commitment of appropriations must correspond to the particular features of the preparatory action as regards the activities envisaged, the aims pursued and the persons benefited.

Consequently, the means implemented cannot correspond in volume to those envisaged for financing the definitive action itself. The total amount of the new headings concerned may not exceed EUR 30 million per financial year and the total amount of the appropriations actually committed in respect of the preparatory actions may not exceed EUR 75 million.

When the preliminary draft budget (PDB) is presented, the Commission will submit a report on the actions referred to in points (i) and (ii) which will also cover the objective of the action, an assessment of results and the follow-up envisaged;

- (b) appropriations concerning actions of a specific, or even indefinite, nature carried out by the Commission by virtue of tasks resulting from its prerogatives at institutional level, other than its right of legislative initiative as referred to in point (a), and specific powers directly conferred upon it by the Treaty. A list is contained in Annex V to this document. The list may be supplemented, in the presentation of the PDB, with an indication of the Articles in question and the amounts concerned;
- (c) appropriations intended for the operation of each institution under its administrative autonomy.

#### **G. Expenditure relating to fisheries agreements**

38. The institutions agree to finance expenditure on fisheries agreements in accordance with the arrangements set out in Annex VI, which forms an integral part of this Agreement.

#### *H. Financing of the common foreign and security policy*

39. For the CFSP expenditure charged to the general budget in accordance with Article 28 of the Treaty on European Union, the institutions will endeavour, in the conciliation procedure provided for in Annex III and on the basis of the preliminary draft budget established by the Commission, to secure each year agreement on the amount of the operational expenditure to be charged to the Community budget and on the distribution of this amount between the articles of the CFSP budget chapter suggested in the fourth subparagraph. In the absence of agreement, it is understood that the European Parliament and the Council will enter in the budget the amount contained in the previous budget or the amount proposed in the preliminary draft budget, whichever is the lower.

The total amount of operational CFSP expenditure will be entered entirely in one (CFSP) budget chapter, distributed between the articles of this chapter as suggested in the fourth subparagraph. This amount is to cover the real predictable needs and a reasonable margin for unforeseen actions. No funds will be entered in a reserve. Each article covers common strategies or joint actions already adopted, measures which are foreseen but not yet adopted and all future — i.e. unforeseen — actions to be adopted by the Council during the financial year concerned.

In conformity with the Financial Regulation, the Commission has the authority, within the framework of a CFSP action, to autonomously transfer appropriations between articles within one budget chapter, i.e. the CFSP allocation; the flexibility deemed necessary for speedy implementation of CFSP actions will accordingly be assured. In the event of the amount of the CFSP budget during the financial year being insufficient to cover the necessary expenses, the European Parliament and the Council will seek a solution as a matter of urgency, on a proposal from the Commission.

Within the CFSP budget chapter, the articles into which the CFSP actions are to be entered could read along the following lines:

- observation and organisation of elections/participation in democratic transition processes,
- European Union envoys,
- prevention of conflicts/peace and security processes,
- financial assistance to disarmament processes,
- contributions to international conferences,
- urgent actions.

The European Parliament, the Council and the Commission agree that the amount for actions entered under the article mentioned in the sixth indent may not exceed 20% of the overall amount of the CFSP budget chapter.

40. Once a year the Council Presidency will consult the European Parliament on a Council document setting out the main aspects and basic choices of the CFSP, including the financial implications for the Communities' budget. Furthermore, the Presidency will regularly inform the European Parliament about the development and implementation of CFSP actions.

Whenever it adopts a decision in the field of CFSP entailing expenditure, the Council will immediately and in each case send the European Parliament an estimate of the costs envisaged ('financial statement'), in particular those regarding time-frame, staff employed, use of premises and other infrastructure, transport facilities, training requirements and security arrangements.

Once a quarter the Commission will inform the budgetary authority about the execution of CFSP actions and the financial forecasts for the remaining period of the year.

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## ANNEX I

Table A: Financial perspective (EU 15)

EUR million – 1999 prices – Commitment appropriations	2000	2001	2002	2003	2004	2005	2006
1. AGRICULTURE	40 920	42 800	43 900	43 770	42 760	41 930	41 660
CAP (not including rural development)	36 620	38 480	39 570	39 430	38 410	37 570	37 290
Rural development and accompanying measures	4 300	4 320	4 330	4 340	4 350	4 360	4 370
2. STRUCTURAL OPERATIONS	32 045	31 455	30 865	30 285	29 595	29 595	29 170
Structural Funds	29 430	28 840	28 250	27 670	27 080	27 080	26 660
Cohesion Fund	2 615	2 615	2 615	2 615	2 515	2 515	2 510
3. INTERNAL POLICIES	5 930	6 040	6 150	6 260	6 370	6 480	6 600
4. EXTERNAL ACTION	4 550	4 560	4 570	4 580	4 590	4 600	4 610
5. ADMINISTRATION <sup>(1)</sup>	4 560	4 600	4 700	4 800	4 900	5 000	5 100
6. RESERVES	900	900	650	400	400	400	400
Monetary reserve	500	500	250	0	0	0	0
Emergency aid reserve	200	200	200	200	200	200	200
Loan guarantee reserve	200	200	200	200	200	200	200
7. PRES-ACCESSION AID	3 120	3 120	3 120	3 120	3 120	3 120	3 120
Agriculture	520	520	520	520	520	520	520
Pre-accession structural instruments	1 040	1 040	1 040	1 040	1 040	1 040	1 040
PHARE (applicant countries)	1 560	1 560	1 560	1 560	1 560	1 560	1 560
TOTAL COMMITMENT APPROPRIATIONS	92 025	93 475	93 955	93 215	91 735	91 125	90 660
TOTAL PAYMENT APPROPRIATIONS	89 600	91 110	94 220	94 880	91 910	90 160	89 620
Payment appropriations as % of GNP	1,13 %	1,12 %	1,13 %	1,11 %	1,05 %	1,00 %	0,97 %
AVAILABLE FOR ACCESSION (Payment appropriations)			4 140	6 710	8 890	11 440	14 220
Agriculture			1 600	2 030	2 450	2 930	3 400
Other expenditure			2 540	4 680	6 440	8 510	10 820
CEILING ON PAYMENT APPROPRIATIONS	89 600	91 110	98 360	101 590	100 800	101 600	103 840
Ceiling on payment appropriations as % of GNP	1,13 %	1,12 %	1,18 %	1,19 %	1,15 %	1,13 %	1,13 %
Margin for unforeseen expenditure	0,14 %	0,15 %	0,09 %	0,08 %	0,12 %	0,14 %	0,14 %
Own resources ceiling	1,27 %	1,27 %	1,27 %	1,27 %	1,27 %	1,27 %	1,27 %

<sup>(1)</sup> The expenditure on pensions included under the ceilings for this heading is calculated net of staff contributions to the relevant scheme, within the limite of EUR 1 100 million at 1999 prices for the period 2000-2006.



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## ANNEX II

Table B: Financial framework (EU 21)

EUR million – 1999 prices – Commitment appropriations	2000	2001	2002	2003	2004	2005	2006
1. AGRICULTURE	40 920	42 800	43 900	43 770	42 760	41 930	41 660
CAP (not including rural development)	36 620	38 480	39 570	39 430	38 410	37 570	37 290
Rural development and accompanying measures	4 300	4 320	4 330	4 340	4 350	4 360	4 370
2. STRUCTURAL OPERATIONS	32 045	31 455	30 865	30 285	29 595	29 595	29 170
Structural Funds	29 430	28 840	28 250	27 670	27 080	27 080	26 660
Cohesion Fund	2 615	2 615	2 615	2 615	2 515	2 515	2 510
3. INTERNAL POLICIES	5 930	6 040	6 150	6 260	6 370	6 480	6 600
4. EXTERNAL ACTION	4 550	4 560	4 570	4 580	4 590	4 600	4 610
5. ADMINISTRATION <sup>(1)</sup>	4 560	4 600	4 700	4 800	4 900	5 000	5 100
6. RESERVES	900	900	650	400	400	400	400
Monetary reserve	500	500	250	0	0	0	0
Emergency aid reserve	200	200	200	200	200	200	200
Loan guarantee reserve	200	200	200	200	200	200	200
7. PRE-ACCESSION AID	3 120	3 120	3 120	3 120	3 120	3 120	3 120
Agriculture	520	520	520	520	520	520	520
Pre-accession structural instruments	1 040	1 040	1 040	1 040	1 040	1 040	1 040
PHARE (applicant countries)	1 560	1 560	1 560	1 560	1 560	1 560	1 560
8. ENLARGEMENT			6 450	9 030	11 610	14 200	16 780
Agriculture			1 600	2 030	2 450	2 930	3 400
Structural operations			3 750	5 830	7 920	10 000	12 080
Internal policies			730	760	790	820	850
Administration			370	410	450	450	450
TOTAL COMMITMENT APPROPRIATIONS	92 025	93 475	100 405	102 245	103 345	105 325	107 440
TOTAL PAYMENT APPROPRIATIONS	89 600	91 110	98 360	101 590	100 800	101 600	103 840
Of which: enlargement			4 140	6 710	8 890	11 440	14 220
Payment appropriations as % of GNP	1,13 %	1,12 %	1,14 %	1,15 %	1,11 %	1,09 %	1,09 %
Margin for unforeseen expenditure	0,14 %	0,15 %	0,13 %	0,12 %	0,16 %	0,18 %	0,18 %
Own resources ceiling	1,27 %	1,27 %	1,27 %	1,27 %	1,27 %	1,27 %	1,27 %

<sup>(1)</sup> The expenditure on pensions included under the ceiling for this heading is calculated net of staff contributions to the relevant scheme, within the limite of EUR 1 100 million at 1999 prices for the period 2000-2006.

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## ANNEX III

**Interinstitutional collaboration in the budgetary sector**

A. After the technical adjustment of the financial perspective for the forthcoming financial year and prior to the Commission's decision on the preliminary draft budget, a meeting of the triologue will be convened to discuss the possible priorities for the budget of that year, with due account being taken of the institutions' powers.

B. 1. A conciliation procedure is set up for all expenditure.

2. As regards compulsory expenditure, the Commission, in presenting its preliminary draft budget, will identify:

(a) appropriations connected with new or planned legislation;

(b) appropriations arising from the application of legislation existing when the previous budget was adopted.

The Commission will make a careful estimate of the financial implications of the Community's obligations based on legislation. If necessary it will update its estimates in the course of the budgetary procedure. It will supply the budgetary authority with all the duly justified reasons it may require.

If it considers it necessary, the Commission may present to the budgetary authority an ad hoc letter of amendment to update the figures underlying the estimate of agricultural expenditure in the preliminary draft budget and/or to update, on the basis of the most recent information available concerning fisheries agreements at 1 January of the financial year, the appropriations entered in the operational items for international fisheries agreements and those entered in reserve.

This letter of amendment must be sent to the budgetary authority before the end of October.

If it is presented to the Council less than a month before Parliament's first reading, the Council will as a rule consider the ad hoc letter of amendment when giving the draft budget its second reading.

Before the Council's second reading of the budget, the two arms of the budgetary authority will try to meet the conditions necessary for the letter of amendment to be adopted on a single reading by each institution.

3. The purpose of the conciliation procedure is to:

(a) continue discussions on the general trend of expenditure and, in this framework, on the broad lines of the budget for the coming year in the light of the Commission's preliminary draft;

(b) secure agreement between the two arms of the budgetary authority on:

— the appropriations referred to in 2(a) and 2(b), including those proposed in the ad hoc letter of amendment referred to at 2 above,

— the amounts to be entered in the budget for non-compulsory expenditure, in accordance with the third subparagraph of paragraph 12 of the agreement,

— and, particularly, matters for which reference to this procedure is made in this Agreement.

4. The procedure will begin with a triologue meeting convened in time to allow the institutions to seek an agreement by no later than the date set by the Council for establishing its draft budget.

There will be conciliation between the Council and a European Parliament delegation, with the Commission also taking part, on the results of this triologue.

Unless decided otherwise during the triologue, the conciliation meeting will be held at the traditional meeting between the same participants on the date set by the Council for establishing the draft budget.

5. A new triologue meeting will be held before Parliament's first reading to enable the institutions to identify the programmes on which the conciliation is to focus so as to reach an agreement on their allocations. At the meeting the institutions will also exchange views on the state of play on implementation of the current budget with a view to the omnibus transfer or a possible supplementary and amending budget.

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6. The institutions will continue the conciliation after the first reading of the budget by each of the two arms of the budgetary authority in order to secure agreement on compulsory and non-compulsory expenditure and, in particular, to discuss the ad hoc letter of amendment referred to in point 2 above.

A triologue meeting will be held for this purpose after Parliament's first reading.

The results of the triologue will be discussed at a second conciliation meeting to be held the day before the Council's second reading.

If necessary, the institutions will continue their discussions on non-compulsory expenditure after the Council's second reading.

7. At these triologue meetings, the institutions' delegations will be led by the President of the Council (Budgets), the Chairman of Parliament's Committee on Budgets and the Member of the Commission with responsibility for budgets.
8. Each arm of the budgetary authority will take whatever steps are required to ensure that the results which may be secured in the conciliation process are respected throughout the current budgetary procedure.

ANNEX IV

#### Classification of expenditure

Heading 1 — Expenditure of the Common agriculture policy and expenditure on animal and plant health — Rural development and accompanying measures	Compulsory Non-compulsory
Heading 2	Non-compulsory
Heading 3	Non-compulsory
Heading 4 — Expenditure resulting from international agreements which the European Union or Community has concluded with non-member countries, including fisheries agreements — Contributions to international organisations or institutions — Other items covered by heading 4 of the financial perspective	Compulsory Compulsory Non-compulsory
Heading 5 — Allowances and miscellaneous contributions on termination of service — Pensions and severance grants — Legal expenses — Damages — Compensation — Other items covered by heading 5 of the financial perspective	Compulsory Compulsory Compulsory Compulsory Compulsory Non-compulsory
Heading 6 — Monetary reserve — Loan guarantee reserve — Emergency aid reserve	Compulsory Compulsory Non-compulsory
Heading 7 — Agriculture (rural development measures and accompanying measures) — Pre-accession structural instrument — PHARE (applicant countries)	Non-compulsory Non-compulsory Non-compulsory

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## ANNEX V

**List of Articles of the EC and EAEC Treaties which directly confer powers on the Commission which are specific and likely to have financial implications in Part B (operating appropriations) of Section III – Commission – of the budget**

**I. EC TREATY**

Article 137	Studies, opinions, consultations on social matters
Article 139	Social dialogue
Article 145	Special reports in the social field
Article 152(2)	Initiatives to promote coordination with regard to health protection
Article 155(2)	Initiatives to promote coordination with regard to trans-European networks
Article 157(2)	Initiatives to promote industrial coordination
Article 159, second paragraph	Report on progress made towards achieving economic and social cohesion
Article 165(2)	Initiatives to promote coordination with regard to technological research and development
Article 173	Report on technological research and development
Article 180(2)	Initiatives to promote the coordination of development cooperation policies

**II. EURATOM TREATY**

Chapter 6, Section 5 Article 70	Supply policy Financial support, within the limits set by the budget, to prospecting programmes in the territories of Member States
Chapter 7 Articles 77 <i>et seq.</i>	Safeguards

## ANNEX VI

**Financing of expenditure deriving from fisheries agreements**

A. Expenditure relating to fisheries agreements is financed by two items (by reference to the 1998 budget nomenclature):

- (a) International fisheries agreements (B7-8000)
- (b) Contributions to international organisations (B7-8001).

All the amounts relating to agreements and protocols which will be in force on 1 January of the year in question will be entered under Item B7-8000. Amounts relating to all new or renewable agreements which will come into force after 1 January of the year in question will be assigned to Item B7-8000 but entered in the reserve B0-40.

B. In the ad hoc conciliation procedure provided for in Annex III, the European Parliament and the Council will seek to agree on the amount to be entered in the headings and in the reserve (B0-40) on the basis of the proposal made by the Commission.

C. The Commission undertakes to keep the European Parliament regularly informed about the preparation and conduct of the negotiations, including the budgetary implications.

As part of the legislative process relating to fisheries agreements, the institutions undertake to make every effort to ensure that all procedures are carried out as soon as possible.

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If appropriations relating to fisheries agreements (including the reserve) prove insufficient, the Commission will provide the budgetary authority with the necessary information for an exchange of views in the form of a dialogue, possibly simplified, on the causes of the situation, and on the measures which might be adopted under established procedures. Where necessary, the Commission will propose appropriate measures.

Each quarter the Commission will present to the budgetary authority detailed information about the implementation of agreements in force and financial forecasts for the remainder of the year.

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## DECLARATIONS

### **Declaration on the adjustment of Structural Fund allocations in line with implementation**

The institutions agree that, in the event of any significant delay in the adoption of the new rules governing the Structural Funds, the possibility of re-entering appropriations in the budget could be extended to those not used in the first two years of the financial perspective.

### **Declaration on the conciliation procedure applicable to legislative acts with significant financial implications**

The institutions confirm their support for the declaration of 4 March 1975 of the European Parliament, the Council and the Commission concerning the institution of a conciliation procedure, which remains fully applicable.

### **Declaration on the principles and mechanisms of the agricultural guideline**

In accordance with the decision on budgetary discipline, the institutions confirm the principles and mechanisms of the agricultural guideline.

### **Commission declaration on paragraph 37(a)(ii)**

The Commission declares that it reserves the right to propose that the ceiling of EUR 30 million be exceeded in the event of exceptional external circumstances.

### **Declaration by the European Parliament on Annex VI**

The European Parliament considers that, as far as possible, fisheries agreements will leave six months between the initialling of the agreement and payment of the first financial compensation to allow the European Parliament time to deliver its opinion.

### **Declaration on Heading 2**

In view of the reduction in the total amount provided for innovatory measures relating to the URBAN initiative, the Institutions agree that they will examine the possibility of allocating up to EUR 200 million for this purpose by mobilising the flexibility instrument during the period 2000-2006.

### **Declaration on Heading 4**

In view of developments in the Balkan situation, particularly in Kosovo, the two arms of the budgetary authority request the Commission, when needs have been ascertained and estimated, to submit the necessary budget proposals, including, if appropriate, a proposal for revision of the financial perspective.

### **Commission declaration on point 6**

In the case of point 6 of the IIA, the Commission states that it will take account of any request by one of the two arms of the budgetary authority when examining the need to present the report referred to in that point.

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(f) A4-0218/99

**Decision on the draft Council Regulation amending Regulation EC No 1164/94 establishing a Cohesion Fund (6958/1/99 – C4-0195/99 – 98/0104(AVC))**

(Assent procedure)

*The European Parliament,*

- having regard to the draft Council regulation, 6958/1/99 – 98/0104(AVC),
  - having regard to the Council's request for Parliament's assent pursuant to Article 130d, second paragraph (now Article 161, second paragraph) of the EC Treaty (C4-0195/99),
  - having regard to Rule 80(1) of its Rules of Procedure,
  - having regard to its resolution of 19 November 1998 on the proposal for a Council Regulation (EC) amending Regulation EC No. 1164/94 establishing a Cohesion Fund (COM(98)0130 – C4-0289/98) <sup>(1)</sup>,
  - having regard to the recommendation of the Committee on Regional Policy (A4-0218/99),
1. Gives its assent to the draft Council regulation;
  2. Instructs its President to forward this decision to the Council and the Commission.

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 174.

(g) A4-0228/99

**Proposal for a Council Regulation amending Annex II to Regulation (EC) No 1164/94 establishing a Cohesion Fund (COM(98)0130 – C4-0312/98 – 98/0118(CNS))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

ARTICLE 1(6)(-a) (new)

*Annex II, Article F(3), 2nd subparagraph (Regulation (EC) No 1164/94)*

**(-a) In paragraph 3, second subparagraph, after the words 'by the Member' State, the words 'including the legally competent environmental authorities' should be added.**

(Amendment 2)

ARTICLE 1(6)(a)

*Annex II, Article F(4), 2nd subparagraph (a) (Regulation (EC) No 1164/94)*

(a) a description of the work carried out, accompanied by the physical indicators, the expenditure by category of work and any measures taken under specific clauses in the decision granting assistance;

(a) a description of the work carried out, accompanied by the physical **and environmental** indicators, the expenditure by category of work and any measures taken under specific clauses in the decision granting assistance;

(\*) OJ C 159, 26.5.1998, p. 11.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation amending Annex II to Regulation (EC) No 1164/94 establishing a Cohesion Fund (COM(98)0130 – C4-0312/98 – 98/0118(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0130 – 98/0118(CNS) <sup>(1)</sup>,
  - having been consulted by the Council (C4-0312/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to its resolution of 19 November 1998 on the Commission proposal <sup>(2)</sup>,
  - having regard to the report of the Committee on Regional Policy (A4-0228/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
  3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 159, 26.5.1998, p. 11.  
<sup>(2)</sup> OJ C 379, 7.12.1998, p. 174.

**(h) A4-0244/99**

**I.**

**Proposal for a Council Regulation (EC) on structural measures in the fisheries sector (COM(98)0131 – C4-0288/98 – 98/0116 (CNS))**

The proposal was approved with the amendments adopted on 19 November 1998 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 4a (new)*

**(4a) Whereas, in order to ensure the coherence of the common fisheries policy, the Council, after consulting the European Parliament, should adopt no later than 30 June 1999 the detailed rules and conditions for the Community contribution towards the structural measures in the sector, at present laid down in Council Regulation (EC) No 3699/93 of 21 December 1993 laying down the criteria and arrangements regarding Community structural assistance in the fisheries and aquaculture sector and the processing and marketing of its products <sup>(1)</sup>, as last amended by Regulation (EC) No 25/97 of 20 December 1996 <sup>(2)</sup>;**

<sup>(1)</sup> OJ L 346, 31.12.1993, p. 1.  
<sup>(2)</sup> OJ L 6, 10.1.1997, p. 7.

*(Replaces Amendment 3 adopted on 19 November 1998)*

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 203.  
 (\*) OJ C 176, 9.6.1998, p. 44.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 2)

*Recital 7*

(7) *Whereas furthermore the Community must be able to make a financial contribution in regions and areas other than those covered by Objectives 1 and 2, in respect of all structural measures in the sector; whereas it is necessary also to allocate to this measure resources from the Guarantee Section of the EAGGF;*

**(7) Whereas over the coming years, the fisheries sector will have to adapt to new realities and further changes in terms of market evolution, market policy and trade rules, consumer demand and preferences and the Community's next enlargement; whereas these changes will not only affect markets but also local economics in regions dependent on fishing in general; whereas a structural policy should aim at restoring and enhancing the competitiveness of areas dependent on fishing and, therefore, contribute to the maintenance and creation of employment in these areas, while not undermining Community efforts to limit fishing fleet capacity and other conservation programmes;**

*(Replaces Amendment 7 adopted on 19 November 1998)*

(Amendment 3)

*Recital 7a (new)*

**(7a) Whereas the aim of Community investment aid is to encourage capital investment in aquaculture, the development of coastal waters, fishing port facilities and processing and marketing; whereas it must also support investment in the renewal and modernisation of fishing fleets so as to ensure the economic survival of fishery undertakings and the safety of the fishermen on board;**

*(Replaces Amendment 17 adopted on 19 November 1998)*

(Amendment 4)

*Article 1a (new)***Article 1a**

**The structural actions in the fisheries sector referred to in Article 1 shall be implemented by means of the following measures:**

- 1. Permanent withdrawal of fishing vessels;**
- 2. Joint enterprises;**
- 3. Temporary cessation of fishery activities;**
- 4. Temporary joint ventures;**
- 5. Pilot projects, innovatory activities and technical assistance;**
- 6. Renovation of fishing vessels;**
- 7. Modernisation of fishing vessels;**



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

8. Investments in aquaculture;
9. Encouraging protection of coastal waters including Natura 2000 sites and other marine protected zones;
10. Fishing port facilities;
11. Investment in the processing and marketing of fisheries and aquaculture products;
12. Promotion of fishery markets;
13. Socio-economic measures;
14. Financial measures;
15. Specific measures;
16. Economic incentives for improving gear selectivity in order to reduce by-catch;
17. Development of and conversion to selective fishing gears and practices;
18. Diversification and integration of fisheries activities;
19. Technical assistance funding for environmental assessment and monitoring;
20. Supplementary measures for small-scale coastal fishing;
21. Operations by members of the trade.

(Amendment 5)

*Article 2*

1. A financial instrument for fisheries guidance is hereby established, hereinafter called the 'FIFG'.

2. Measures implemented with assistance from the FIFG shall form part of *Objectives 1 and 2* of the Structural Funds. *They shall include all structural measures in the sector, with the exception of those referred to in Article 3.*

3. In addition, and in accordance with Articles 21 and 22 of Regulation (EC) No .../., the FIFG shall contribute towards:

- (a) innovative action including transnational operations and the establishment of networks for those operating in the sector and coastal areas dependent on fishing;
- (b) technical assistance measures.

1. A financial instrument for fisheries guidance is hereby established, hereinafter called the 'FIFG'.

2. Measures implemented with assistance from the FIFG **under Objective 1** of the Structural Funds shall form part of **the programming of this objective.**

**Measures implemented with assistance from the FIFG outside Objective 1 shall be the subject of a single programming document in each Member State concerned.**

**The Member States shall ensure at national level that the restructuring measures for the fishing fleet supported under the FIFG are consistent with their obligations deriving from the common fisheries policy and in particular the multiannual guidance programmes.**

3. In addition, and in accordance with Articles 21 and 22 of Regulation (EC) No .../., the FIFG shall contribute towards:

- (a) innovative action including transnational operations and the establishment of networks for those operating in the sector and coastal areas dependent on fishing;
- (b) technical assistance measures **and services to undertakings.**

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BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

In accordance with Article 21(2) of Regulation (EC) No [general Funds Regulation], the field for pilot projects covered by the first subparagraph of point (a) is extended by the decision for the participation of the Funds to measures that can be financed under Council Regulations (EC) No .../98(ERDF), No .../98(EDF) and EC No .../98(EAGGF) in order to implement all the measures envisaged by the innovative actions concerned.

In accordance with Article 21(2) of Regulation (EC) No [general Funds Regulation], the field for pilot projects covered by the first subparagraph of point (a) is extended by the decision for the participation of the Funds to measures that can be financed under Council Regulations (EC) No .../98(ERDF), No .../98(EDF) and EC No .../98(EAGGF) in order to implement all the measures envisaged by the innovative actions concerned.

(Amendment 6)

*Article 3**Article 3***Deleted**

*The Guarantee Section of the EAGGF shall contribute towards:*

- (a) supporting measures for the restructuring of the fishing fleets in regions not covered by Objective 1 of the Structural Funds.*
- (b) all structural measures in the sector in regions not covered by Objectives 1 and 2 of the Structural Funds.*

(Amendment 7)

*Article 5*

Without prejudice to Article 6, the Council, acting on a proposal from the Commission in accordance with the procedure laid down in Article 43 of the Treaty, shall adopt, not later than ..., the detailed rules and conditions for the Community financial contribution to the structural measures referred to in *Articles 2 and 3*.

Without prejudice to Article 6, the Council, acting on a proposal from the Commission in accordance with the procedure laid down in Article 37 of the Treaty, shall adopt, not later than **30 June 1999**, the detailed rules and conditions for the Community financial contribution to the structural measures referred to in **Article 1a**.

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation (EC) on structural measures in the fisheries sector (COM(98)0131 – C4-0288/98 – 98/0116 (CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0131 – 98/0116 (CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0288/98),
- having regard to Council Regulation (EEC) No 3759/92 on the common organisation of the market in fishery and aquaculture products <sup>(2)</sup>,
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Fisheries and the opinions of the Committee on Budgets, Committee on Regional Policy and the Committee on the Environment, Public Health and Consumer Protection (A4-0406/98),

<sup>(1)</sup> OJ C 176, 9.6.1998, p. 44.

<sup>(2)</sup> OJ L 388, 31.12.1992, p. 1.

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- having regard to the second report of the Committee on Fisheries and the opinions of the Committee on Budgets and the Committee on Regional Policy (A4-0244/99),
  - whereas the modifications made by the European Council of 24 to 26 March 1999 are in line with the amendments adopted by the European Parliament on 19 November 1998 <sup>(1)</sup>,
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 203.

## II.

### Proposal for a Council Regulation (EC) laying down the detailed rules and arrangements regarding Community structural assistance in the fisheries sector (COM(98)0728 — C4-0101/99 — 98/0347(CNS))

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 8)

*Recital 2*

(2) *Whereas the Guarantee Section of the European Agricultural Guidance and Guarantee Fund, hereinafter called the 'EAGGF Guarantee Section', also contributes to the restructuring of the sector, alongside the assistance from the Structural Funds; whereas the Council must lay down detailed rules for the use of this financial instrument, having regard, in particular, to Council Regulation (EC) No .../.. of ... on the financing of the common agricultural policy;*

**Deleted**

(Amendment 9)

*Recital 4*

(4) Whereas Council Regulation (EC) No .../.. of ... [on structural measures in the fisheries sector] defines the specific purpose of structural measures in the fisheries and aquaculture sector including the industry processing and marketing its products, hereinafter called 'the sector'; whereas under Article 5 the Council must decide, no later than ..., on the terms and conditions of the contribution of the FIFG and EAGGF Guarantee Section to the restructuring of the sector in order to ensure that this restructuring achieves its intended objectives;

(4) Whereas Council Regulation (EC) No .../.. of ... [on structural measures in the fisheries sector] defines the specific purpose of structural measures in the fisheries and aquaculture sector including the industry processing and marketing its products, hereinafter called 'the sector'; whereas under Article 5 the Council must decide, no later than **30 June 1999**, on the terms and conditions of the contribution of the FIFG to the restructuring of the sector in order to ensure that this restructuring achieves its intended objectives;

(\*) OJ C 16, 21.1.1999, p. 12.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 10)

*Recital 7*

(7) Whereas the provisions for the monitoring and implementation of the multiannual guidance programmes should be specified, in particular concerning the mechanism of fleet entries and exits as well as the delimitation of public aid for the renewal of the fleet, the modernisation of vessels and the establishment of joint ventures;

(7) Whereas the provisions for the monitoring and implementation of the multiannual guidance programmes should be specified, in particular concerning the mechanism of fleet entries and exits as well as the delimitation of public aid for the renewal of the fleet, the modernisation of vessels and the establishment of joint ventures **and temporary joint ventures**;

(Amendment 11)

*Article 1(2)*

2. Structural policy in this sector, aims at guiding and speeding up restructuring. Restructuring shall comprise actions such as the adaptation of capacity, renewal, rationalisation and modernisation of the means of production and other measures with a lasting effect that contribute to achieving the tasks defined in Article 1(2) of Regulation (EC) No ... [on structural measures in the fisheries sector].

2. Structural policy in this sector, aims at guiding and speeding up restructuring. Restructuring shall comprise actions such as the adaptation of capacity, renewal, rationalisation and modernisation of the means of production and other measures with a lasting effect that contribute to achieving the tasks defined in Article 1(4) of Regulation (EC) No ... [on structural measures in the fisheries sector].

(Amendment 12)

*Article 2*

1. The FIFG *and the EAGGF Guarantee Section* may, under the conditions laid down in this Regulation, provide assistance for the measures defined in titles II, III and IV within the fields of application covered by the common fisheries policy as defined in Article 1 of Regulation (EEC) No 3760/92 *and in accordance with the following rules*:

The FIFG may, under the conditions laid down in this Regulation, provide assistance for the measures defined in titles II, III and IV within the fields of application covered by the common fisheries policy as defined in Article 1 of Regulation (EEC) No 3760/92.

(a) *In Objective 1 regions, including those referred to in Article 6(1) of Regulation (EC) No .../.. [general Funds regulation], all measures may be part-financed by the FIFG exclusively and shall be subject to all the detailed rules laid down in Regulation (EC) No .../.. [general Funds regulation].*

(b) *In Objective 2 areas, except the areas referred to in Article 6(2) of Regulation (EC) No .../.. [general Funds regulation], all measures with the exception of those referred to in Title II of this Regulation and, where applicable, certain measures extending beyond the regional level referred to in Titles III and IV may be part-financed by the FIFG exclusively and shall be subject to all the detailed rules laid down in Regulation (EC) No .../.. [general Funds regulation].*

(c) *Measures not covered by points (a) and (b) of this paragraph may be part-financed by the EAGGF Guarantee Fund exclusively and shall be subject to the specific rules laid down in Regulation (EC) No .../.. [on the financing of the common agricultural policy] and the provisions adopted for its application, except where this Regulation provides otherwise.*

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BY THE COMMISSIONAMENDMENTS  
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2. *The EAGGF Guarantee Section may finance innovative and technical assistance measures under the same conditions and procedures as those laid down in Articles 21 to 23 of Regulation (EC) No .../. [general Funds regulation]. However, the rates 0,7% and 0,3% shall be replaced by an overall rate of 2%.*

(Amendment 13)

*Article 3*

1. *The definitions in Article 9 paragraph 1 of Regulation (EC) No ... apply to the present Regulation.*

2. *Programming shall be in accordance with the objectives of the common fisheries policy and with the provisions of the multiannual guidance programmes for the fishing fleets referred to in Article 5. To this end, it may be revised as necessary and in particular at the end of each period of application of the multiannual guidance programmes.*

*Programming shall cover all the fields referred to in Titles II, III and IV.*

3. *The plans shall demonstrate that public aid is necessary with regard to the objectives pursued, and in particular that without public aid the fishing fleets concerned could not be renewed or modernised and that the planned measures will not jeopardise the long-term equilibrium of fishery resources.*

*The contents of the plans shall be as set out in Annex I.*

4. *For the remainder of the programming period not yet covered by a multiannual guidance programme approved by the Commission, the programming information shall be purely indicative; it shall be specified by Member States when the new multiannual guidance programme is approved, in accordance with its objectives.*

1. **Development plans shall be drawn up at the geographical level deemed to be the most appropriate. They shall be prepared by the competent authorities designated by the Member State and shall be submitted by the Member State to the Commission after consultation of competent authorities and organisations at the appropriate territorial level within four months of the entry into force of this Regulation.**

2. **Fisheries support measures to be applied in one area shall be integrated, whenever possible, into a single plan. Wherever several plans need to be established, the relation between measures foreseen in these plans shall be indicated and their compatibility and coherence shall be ensured.**

3. **Development plans shall cover a period of seven years from 1 January 2000.**

4. **The Commission shall appraise the proposed plans to determine whether they are consistent with this Regulation and shall approve fisheries development programming documents in accordance with the procedure referred to in Article 50 of Regulation (EC) No ... [General Structural Funds Regulation] within four months of the submission of the plans.**

4a. **Fisheries development plans shall include:**

- **a quantified description of the current situation showing disparities, gaps and potential for development, the financial resources deployed and the main results of operations undertaken in the previous programming period with regard to the evaluation results available;**
- **a description of the strategy proposed, its quantified objectives, and fisheries development priorities selected, and the geographic area covered;**
- **a prior detailed appraisal showing the expected economic, environmental and social impact, including employment effects, and the impact on the targeted stocks, other marine species and the benthic habitat;**

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BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

- an indicative overall financial table summarising the national and Community financial resources provided for each year and corresponding to each development priority adopted in the context of the plan;
- a description of the measures contemplated for each main element of the plan and the aid schemes therein;
- the designation of competent authorities and bodies responsible;
- information on the regulation of monitoring and evaluation, indicators for evaluation, arrangements for controls and sanctions and the level of publicity;
- information on consultations held with the economic and social partners.

(Amendment 14)

Article 4

Article 4

**Deleted**

*Specific provisions on measures part-financed by the EAGGF Guarantee Section*

1. *Programming shall be done according to the following rules:*

(a) *Each Member State shall present to the Commission a plan covering all the measures envisaged.*

*The plan shall cover a period of seven years beginning on 1 January 2000.*

*The plan shall be drawn up by the authority appointed by the Member State for that purpose and submitted to the Commission by the Member State after the partners referred to in Article 8 of Regulation (EC) No.../. [general Funds regulation] have given their opinion. Each partner shall give its opinion within a time limit such that the deadline provided for in the fourth subparagraph can be complied with.*

*The plan must be presented not later than six months after the entry into force of this Regulation.*

(b) *The Commission shall examine the proposed plans to determine whether they are consistent with this Regulation and the guidelines referred to in Article 9 paragraph 4 of Regulation (EC) No .../. [general Funds regulation]. It shall draw up the single programming document on the basis of the plan, in agreement with the Member State concerned. It shall decide on the contribution from the EAGGF Guarantee Section in accordance with the procedure laid down in Article 50 of Regulation (EC) No .../. [general Funds regulation] within six months of the presentation of the plan, where the plan contains all the information referred to in Annex I.*

*The Commission's decision shall be communicated to the Member State concerned and published in the Official Journal of the European Communities.*

2. *The authority or body appointed by the Member State to manage the assistance, called the 'management authority' for the purposes of this Regulation, shall be responsible for ensuring that the measures concerned are managed and implemented efficiently and in accordance with the rules.*

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BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

*The measures shall be monitored and evaluated in accordance with the principles laid down in Articles 33 to 36 and 39 to 42 if Regulation (EC) No .../.. [general Funds regulation].*

3. *The Commission shall adopt detailed rules for the application of this Article in accordance with the procedure laid down in Article 50 of Regulation (EC) No .../.. [general Funds regulation].*

*They shall deal, in particular, with:*

- (a) the presentation of plans;*
- (b) the revision of programming documents;*
- (c) budget planning, particularly to ensure budgetary discipline and participation in the financing;*
- (d) monitoring and evaluation*

(Amendment 15)

*Article 5*

1. On the basis of the objectives and measures for restructuring the fisheries sector laid down by the Council under Article 11 of Regulation (EEC) No 3760/92, the Commission shall, acting in accordance with the procedure laid down in Article 18 of *that* Regulation, adopt the multiannual guidance programmes for individual Member States.

2. *The Commission decision referred to in paragraph 1 shall fix, in particular, a series of objectives accompanied by a set of measures for their realisation, allowing for management of fishing effort on an overall, long-term basis.*

3. *By 1 January 2001 at the latest, Member States shall supply the Commission with the information specified in Annex II to this Regulation, to be used in drawing up multiannual guidance programmes for the period from 1 January 2002 to 31 December 2006.*

1. **For the purposes of this Regulation, a 'multiannual guidance programme for the fishing fleet' shall mean a series of objectives accompanied by a set of measures for their realisation, allowing for management of fishing effort on an overall, long-term basis.**

2. On the basis of **multiannual** objectives and measures for restructuring the fisheries sector as laid down by the Council pursuant to Article 11 of Regulation (EEC) No 3760/92, the Commission shall, acting in accordance with the procedure provided for in Article 18 of Regulation **(EEC) No 3760/92**, adopt the multiannual guidance programmes for individual Member State, **with the participation of the regions in the programming of MGPs in each State.**

3. **The multiannual guidance programmes adopted for the period from 1 January 1997 to 31 December 2001 shall remain in effect until they expire.**

(Amendment 16)

*Article 6*

## Monitoring multiannual guidance programmes

1. For the purpose of monitoring the implementation of multiannual guidance programmes, the Member States shall transmit to the Commission, before 1 April each year, a document reviewing the progress made with their multiannual guidance programme. Within three months of this deadline the Commission shall forward an annual report to the European Parliament and the Council on the implementation of multiannual guidance programmes throughout the Community.

Monitoring multiannual guidance programmes **and common provisions**

1. For the purpose of monitoring the implementation of multiannual guidance programmes, the Member States shall transmit to the Commission, before 1 April each year, a document reviewing the progress made with their multiannual guidance programme. Within three months of this deadline the Commission shall forward an annual report to the European Parliament and the Council on the implementation of multiannual guidance programmes throughout the Community.

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TEXT PROPOSED  
BY THE COMMISSION

2. Member States shall transmit to the Commission information on the physical characteristics of fishing vessels and the monitoring of fishing effort by fleet segment and by fishery, particularly as regards the development of capacities and the corresponding fishing activities, in accordance with the procedures laid down in Commission Regulations (EC) No 2090/98 of 30 September 1998 concerning the fishing vessel register of the Community <sup>(1)</sup> and Regulation No 2091/98 of 30 September 1998 concerning the segmentation of the Community fishing fleet and fishing effort in relation to the multiannual guidance programmes <sup>(2)</sup>.

<sup>(1)</sup> OJ L 266, 1.10.1998, p. 27.

<sup>(2)</sup> OJ L 266, 1.10.1998, p. 36.

3. At its own initiative or at the request of the Member State, or under provisions laid down in the multiannual guidance programmes, the Commission may re-examine and adapt any multiannual guidance programme.

4. The Commission shall decide whether or not to approve the revisions provided for in paragraph 3 in accordance with the procedure laid down in Article 18 of Regulation (EEC) No 3760/92.

5. For the implementation of this Article, Member States shall apply the provisions of Article 24 of Regulation (EEC) No 2847/93.

AMENDMENTS  
BY PARLIAMENT

2. In cases where the Member State has not met the objectives of the multiannual guidance programmes for each fleet segment, the Commission shall withhold funding for fleet renewal and vessel modernisation until the objectives have been achieved.

3. Member States shall transmit to the Commission information on the monitoring of fishing effort by fleet segment, particularly as regards the development of capacities and the corresponding fishing activities, in accordance with the procedures implemented by the Commission.

4. To this end the Commission shall operate a Community register of fishing vessels designed for use in managing fishing effort. The Commission shall adopt the rules relating to this register in accordance with the procedure laid down in Article 18 of Regulation (EEC) No 3760/92.

5. At the request of the Member State concerned or the Commission, or pursuant to provisions laid down in the multiannual guidance programmes, any multiannual guidance programme which has been approved may be reexamined and, if necessary, revised.

5a. The Commission shall decide whether or not to approve the revisions provided for in paragraph 5 of this Article in accordance with the procedure laid down in Article 18 of Regulation (EEC) No 3760/92.

5b. For the implementation of this Article, Member States must comply in particular with Article 24 of Regulation (EEC) No 2847/93.

5c. At the end of a multiannual guidance programme, where, with regard to a given segment of a Member State's fleet, the reductions in capacity financed by official aid lead to over-achievement of the objectives for that segment, the new situation brought about solely as a result of that aid may not be invoked to bring into service new capacity.

These provisions do not apply in the particular case of small local coastal fishing fleets made up of vessels of under 220 kW, for which fisheries quotas have not been set at Community level.

For such fleets, the Member States may finance, by State aids alone and within the limits of the premiums and ceilings of the official aids referred to in the Annexes, the capacities corresponding to this excess.



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

**5d. Each year, for each fleet segment, Member States shall ensure that aid for modernisation and construction does not result in an increase in fishing effort.**

(Amendment 17)

Article 7

Article 7

**Deleted**

*Fleet renewal and modernisation of fishing vessels*

1. *Fleet renewal and modernisation of fishing vessels shall be organised in accordance with this Article, Articles 8 to 13.*

(a) *Each Member State shall submit to the Commission, for approval in accordance with the procedure laid down in Article 18 of Regulation (EEC) No 3760/92, permanent arrangements for monitoring fleet renewal. These arrangements must guarantee that fishing capacity is maintained or, where appropriate, gradually reduced to attain the intermediate and final objectives fixed in the multiannual guidance programme.*

(b) *The arrangements shall include measures:*

(i) *To determine, each time new capacity is added to the fleet, including modernisation entailing an increase in capacity, the corresponding capacity which must be permanently withdrawn.*

(ii) *To guarantee that no decision authorising the construction or modernisation of a fishing vessel, including the replacement of vessels lost in accidents or wrecks, results in an increase in fishing effort.*

(iii) *In the case of the fleet segment containing vessels less than twelve metres long overall other than trawlers, to guarantee that decisions authorising construction or modernisation do not result in an increase in the aggregate capacity for that segment.*

(c) *The quantified indicators relating to the fishing fleet in the plans, as provided for in Annex I(2) point d) must be drawn up in accordance with these arrangements.*

2. *Member States shall ensure that withdrawn vessels are declared as deleted from the registration lists for fishing vessels and from the Community fishing vessel register. They shall also ensure that vessels declared as deleted are permanently excluded from fishing in Community waters.*

*Capacity withdrawn in association with the addition of new capacity within the meaning of paragraph 1, point b) sub-point i) may be transferred neither to another Member State nor to a third country.*

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 18)

## Article 8

1. Member States shall take measures to adjust fishing effort to achieve the objectives of the multiannual guidance programmes referred to in Article 5.

Where necessary, Member States shall take measures to stop vessels' fishing activities permanently or to restrict them, in accordance with the applicable provisions of Annex III.

2. Measures to stop vessels' fishing activities permanently may be applied only to vessels more than 15 years old. They may in particular include:

- (a) the scrapping of the vessel,
- (b) permanent transfer of the vessel to a third country, after agreement by the competent authorities of the country concerned, provided such transfer is not likely to infringe international law, affect the conservation and management of marine resources or other objectives of the common fisheries policy. In this context, the transfer to certain third countries may be excluded from public aid. To that end, the Member States shall indicate in the plans referred to in Articles 3 and 4(1) the list of third countries to which they envisage transferring fishing vessels;
- (c) permanent reassignment of the vessel in question to uses other than fishing in Community waters.

*The capacity of vessels that are subject to a measure to stop fishing activities permanently within the meaning of this paragraph may under no circumstances be replaced. The vessels concerned shall be subject to the conditions laid down in the first subparagraph of Article 7(2).*

3. Public aid for final-cessation paid to beneficiaries may not exceed the following amounts:

- (a) Scrapping premiums
  - (i) 15 year old vessels: see Tables 1 and 2 in Annex IV;
  - (ii) vessels from 15 to 29 years old: the scales in Tables 1 and 2 decreased by 1,5% per year over 15.
  - (iii) vessels more than 30 years old: the scales in Tables 1 and 2, less 22,5%.
- (b) Premiums for permanent transfer to a third country: the maximum amounts for the scrapping premiums referred to in (a) above, less 50%. However, no public aid for this purpose can be given for vessels with a tonnage less than 25 GRT or 27 GT, or more than 30 years old, except under the conditions foreseen in the second subparagraph.

1. Member States shall take measures to adjust fishing effort to achieve **at least** the objectives of the multiannual guidance programmes referred to in Article 5.

Where necessary, Member States shall take measures to stop vessels' fishing activities permanently or restrict them.

2. Measures to stop vessels' fishing activities permanently may include:

- (a) scrapping,
- (b) permanent transfer to a third country, provided such transfer is not likely to infringe international law **or** affect the conservation and management of marine resources,
- (c) permanent reassignment of the vessel in question to uses other than fishing in Community waters.

**For vessels of less than 27 gross tonnes (GT) only the scrapping of the vessel may qualify for official aid within the meaning of this Article.**

**Member States shall ensure that vessels concerned by such measures are deleted from the registration lists for fishing vessels and from the Community fishing vessel register. They shall also ensure that deleted vessels are permanently excluded from fishing in Community waters.**

**3. The Community's financial contribution shall be subject to the ceilings and conditions laid down in Annex 1.**

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(c) *Premiums for other cases stopping fishing activities permanently: the maximum amounts for the scrapping premiums referred to in (a) above, less 50%. However, no public aid for this purpose can be given for vessels with a tonnage less than 25 GRT or 27 GT, or more than 30 years old, except under the conditions foreseen in the second subparagraph.*

*Notwithstanding (b) and (c), where the vessel is definitively assigned for the preservation of historical heritage in the territory of a Member State, or for the fisheries research activities of the public or semi-public bodies of a Member State, or for the control of fishing activities, in particular by a third country, public aid shall be granted under the conditions given in (a).*

4. *Without prejudice to Article 17, measures to restrict fishing activities may include restrictions on the fishing days or days at sea authorised for a specific period. Such measures may not give rise to any public aid.*

4. Measures to restrict fishing activities may include restrictions on fishing days or days at sea authorised for a specific period.

(Amendment 19)

## Article 9

## Joint enterprises

1. *An additional premium to the premium for definitive transfer paid under Article 8 paragraph 3 point (b) may be granted to carry out a commercial enterprise project with one or more partners who are nationals of the third country in which the vessel is registered, hereinafter called a 'joint enterprise'.*

2. *In addition to the conditions laid down in Article 8 and Annex III for the grant of a premium for permanent transfer, the following conditions shall apply:*

(a) *The creation and registration of a commercial enterprise, in accordance with the laws of the third country, or the acquisition of holdings in an enterprise that is already registered, for the purpose of engaging in a commercial activity in the fisheries sector in the waters under the sovereignty or the jurisdiction of the third country. The Community partner must hold a significant proportion, generally between 25% and 75%, of the share capital and at least half of the additional premium provided for in paragraph 1 must be invested as cash in the capital of the joint enterprise;*

**Reorientation of fishing activities – temporary joint ventures and joint enterprises**

1. **Member States may take measures to promote the re-orientation of fishing activities by encouraging the creation of temporary joint ventures and/or joint enterprises.**

2. **Joint enterprises**

(a) **In addition to the conditions for the permanent transfer of a vessel to a third country within the meaning of Article 8 and Annex 2, such vessels must meet the following conditions:**

- (i) **they must have been operating for at least the last five years under the flag of a Member State of the Community,**
- (ii) **they must, within six months of the date of the decision to grant the aid, be fitted out with the technical equipment needed to operate in the waters of the third country under the terms of the fishing authorisation issued by the authorities of the third country; they must comply with the Community safety regulations and be adequately insured as decided by the management authority;**

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- (b) *ownership of the exported vessel must be transferred to the joint enterprise in the third country. For five years the vessel may not be used for fishing activities other than those authorised by the competent authorities of the third country, nor may it be used by other shipowners.*

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- (b) **When the application for the aid is lodged, beneficiaries must provide the management authority with the following information:**
- (i) **a description of the vessel, including, in particular, the internal number, registration number, tonnage, power and year of entry into service;**
  - (ii) **during the last five years: service and activity of the vessel (and conditions under which the activity was carried on); indication of fishing zones (Community waters/other); any previous Community, national or regional aid received;**
  - (iii) **proof of the project's financial viability, including, in particular:**
    - **a financing plan showing the contributions of the different shareholders in cash and in kind; level of contribution of Community/third country partners;**
    - **an activity plan covering at least five years, showing, in particular, fishing zones, places of landing and final destination of catches;**
  - (iv) **a copy of the insurance contract.**
- (c) **The following conditions must be met by the beneficiary during a period of five years from the transfer of ownership of the vessel to the joint enterprise:**
- (i) **any change in the conditions under which the vessel is operated (particularly change of partner, change in the share capital of the joint enterprise, change of flag), within the limits of the conditions referred to in this Regulation, shall be subject to prior authorisation by the management authority;**
  - (ii) **A vessel lost through shipwreck must be replaced by an equivalent vessel within one year of the payment of compensation for the accident by the insurance company.**
- (d) **Without prejudice to Articles 29(4) and 38 of Regulation (EC) No .../.. [general Funds regulation], the management authority shall carry out a financial correction in the following cases:**
- (i) **if the beneficiary notifies to the management authority a change in operating conditions that lead to the non respect of the conditions referred to in this Regulation, including the sale of the vessel or the retirement of the Community shipowner in the joint venture, the financial correction shall be equal to part of the amount of the aid; this part shall be calculated pro rata temporis over the period of five years;**

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3. *The additional premium for the creation of joint enterprises shall be granted according to the following rules:*

(a) *Where a fisheries agreement exists with the third country concerned that already provides for the creation of joint enterprises, the additional premium may not exceed 60% of the maximum amount of the premium for permanent transfer referred to in paragraph 1. The full amount of the additional premium shall be chargeable to the budget of the European Community but is not covered by the rules defined in Article 2;*

(b) *Where there is no fisheries agreement with the third country concerned and where the Council has adopted no decision authorising the Commission to negotiate an agreement, the additional premium may not exceed 30% of the maximum amount of the premium for permanent transfer referred to in paragraph 1. Contrary to point (a), the additional premium shall be co-financed from the budget of the European Community in accordance with the provisions of Article 2.*

(ii) **if during a control it is found that the conditions provided for in this Regulation and point (c) of this paragraph are not complied with, the financial correction shall be equal to the aid;**

(iii) **if the beneficiary fails to provide the annual activity reports after having been served notice by the management authority, the financial correction shall be equal to part of the amount of the aid; this part shall be calculated pro rata temporis over the period of five years;**

(iv) **if the vessel is lost and not replaced, the financial correction shall be equal to the insured value.**

3. **Temporary joint venture**

(a) **The vessels must meet the following conditions:**

(i) **they must have been operating for at least the last five years, under the flag of a Member State of the Community;**

(ii) **they must, within six months of the date of the decision to grant the aid, be fitted out with the technical equipment needed to operate in the waters of the third country under the terms of the fishing authorisation issued by the authorities of the third country; they must comply with the Community safety regulations and be adequately insured as decided by the management authority;**

(b) **When the application for the aid is lodged, beneficiaries must provide the management authority with the following information:**

(i) **a description of the vessel, including, in particular, the internal number, registration number, tonnage, power and year of entry into service;**

(ii) **during the last five years: service and activity of the vessel (and conditions under which the activity was carried on); indication of fishing zones (Community waters/other); any previous Community, national or regional aid received;**

(iii) **proof of the project's financial viability, including, in particular:**

— **a financing plan showing the contributions of the different shareholders in cash and in kind; level of contribution of Community/third country partners;**

— **an activity plan showing, in particular, fishing zones, places of landing and final destination of catches;**

(iv) **a copy of the insurance contract.**

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(c) *Where a fisheries agreement exists with the third country concerned that does not provide for the creation of joint enterprises, the grant of additional premiums shall be suspended until the moment the fisheries agreement is amended to provide for the creation of joint enterprises. From this moment the rules in (a) shall apply. If the fisheries agreement is not amended in this way within 18 months following the application for an additional premium, the rules in (b) shall apply;*

(d) *Where, in the absence of a fisheries agreement with the third country concerned, there exists a Council decision authorising the Commission to negotiate a fisheries agreement envisaging the creation of joint enterprises, the grant of additional premiums shall be suspended until the moment such an agreement is concluded. From this moment the rules in (a) shall apply. If the fisheries agreement is not concluded within 18 months following the application for an additional premium, the rules in (b) shall apply.*

4. *The management authority shall pay 50% of the additional premium to the applicant when the vessel is transferred to the joint enterprise, after the applicant has provided proof that a bank guarantee for an amount equal to that initial payment plus 5% has been lodged.*

5. *Each year for five consecutive years from the date of constitution of the joint enterprise or the date on which the Community partner acquired holdings in the enterprise, applicants shall submit to the management authority a report on the implementation of the activity plan, together with the enterprise's balance sheet and a statement of its net worth. The management authority shall forward to report to the Commission for information.*

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(c) **The following conditions must be met by the beneficiary during a period of five years from the transfer of ownership of the vessel to the temporary joint venture:**

- (i) **any change in the conditions under which the vessel is operated, shall be subject to prior authorisation by the management authority;**
- (ii) **A vessel lost through shipwreck must be replaced by an equivalent vessel within one year of the payment of compensation for the accident by the insurance company.**

(d) **Without prejudice to Articles 29(4) and 38 of Regulation (EC) No .../.. [general Funds regulation], the management authority shall carry out a financial correction in the following cases:**

- (i) **if the beneficiary notifies to the management authority a change in operating conditions that lead to the non respect of the conditions referred to in this Regulation, including the sale of the vessel or the retirement of the Community shipowner in the temporary association, the financial correction shall be equal to part of the amount of the aid;**
- (ii) **if during a control it is found that the conditions provided for in this Regulation and point (c) of this paragraph are not complied with, the financial correction shall be equal to the aid;**
- (iii) **if the beneficiary fails to provide the annual activity reports after having been served notice by the management authority, the financial correction shall be equal to part of the amount of the aid;**
- (iv) **if the vessel is lost and not replaced, the financial correction shall be equal to the insured value.**

4. **The Community's financial participation shall be subject to the ceilings and conditions laid down in Annexes 2 and 3.**

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*The balance of the additional premium shall be paid to applicants after two years of activity and after the first two reports have been received.*

*The guarantee shall be released, provided all the conditions are met, once the fifth report has been approved.*

6. *The Commission shall adopt detailed rules for the application of this Article in accordance with the procedure laid down in Article 50 of Regulation (EC) No ... [general Funds regulation].*

**5. When necessary the Commission, acting in accordance with the procedure referred to in Article 50 of Regulation (EC) ... [General Structural Funds Regulation], shall set conditions for implementing this article.**

(Amendment 20)

## Article 10

*Public aid for fleet renewal and for vessel modernisation***Fleet renewal and modernisation of fishing vessels**

1. *Without prejudice to the conditions laid down in the second subparagraph of Article 3(3), public aid for fleet renewal and for vessel modernisation shall be granted only on the following conditions and those given in Annex III:*

(a) *If the overall annual objectives of the multiannual guidance programme have been respected, and in those segments where the annual objectives have also been respected, Member States may not grant public aid for the addition of new fishing capacity, unless the capacity withdrawn in association with the addition of new capacity for each individual project is at least 30% greater than the new capacity added, in terms of both tonnage and power.*

(b) *If the annual objectives of the fleet segment of the multiannual guidance programme containing vessels less than twelve meters long overall other than trawlers have been respected, Member States may not grant public aid for the addition of new fishing capacity in that segment, unless the capacity withdrawn, taken in aggregate, is at least equal to the new capacity added, in terms of both tonnage and power.*

*The new fishing capacity may in particular include the modernisation of vessels for the purpose of improving safety and working conditions and/or improving the quality of the products fished and conserved on board.*

2. *Expenditure eligible for public aid as referred to in paragraph 1 may not exceed the following amounts:*

(a) *construction of fishing vessels: the scales in Table 1 in Annex IV, increased by 92,5%. However, for vessels with a hull in neither steel or glass fibre, the coefficient of increase shall be 37,5%;*

**1. Member States may take such measures to promote the construction of fishing vessels as comply with the global annual intermediate objectives and the final objectives by segment under their multiannual guidance programme within the stated time limits. Member States shall, when forwarding any pertinent aid proposal, inform the Commission of provisions taken to ensure that this condition is complied with.**

**2. Member States may take measures to promote the modernisation of fishing vessels. Such measures shall be subject to the conditions referred to in paragraph 1 where investments are likely to result in an increase in fishing effort.**

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(b) *modernisation of fishing vessels including, where applicable, the cost of remeasuring tonnage in accordance with Annex I to the 1969 Convention <sup>(1)</sup>: 50% of the expenditure eligible for construction aid as referred to in (a).*

<sup>(1)</sup> *International Convention on Tonnage Measurement of Ships, drawn up in London in 1969 under the auspices of the International Maritime Organisation (IMO).*

3. *No public aid may be granted for capacity withdrawn in association with the addition of new capacity.*

3. If the annual objectives of the fleet segment of the multiannual guidance programme containing vessels less than twelve metres long overall other than trawlers have been respected, Member States may not grant public aid for the addition of new fishing capacity in that segment, unless the capacity withdrawn, taken in aggregate, is at least equal to the new capacity added, in terms of both tonnage and power.

The new fishing capacity may in particular include the modernisation of vessels for the purpose of improving safety and working conditions and/or improving the quality of the products fished and conserved on board.

**4. The Community's financial contribution shall be subject to the ceilings and conditions laid down in Annexes 4 and 5.**

(Amendment 21)

*Article 11**Article 11***Deleted***Common provisions on fishing fleets*

1. *Public aid for fleet renewal and the modernisation of vessels as well as the issue of licences for the addition of new vessels is not permitted where, within the time allowed, the Member State:*

- (a) *has not submitted the information provided for in Article 6;*
- (b) *has not taken the necessary measures to comply with Council Regulation (EEC) No 2930/86 of 22 September 1986 defining characteristics for fishing vessels <sup>(1)</sup>;*
- (c) *has not taken the necessary measures to comply with the objectives of the multiannual guidance programmes by introducing and applying the arrangements provided for in Article 7(1)(a).*

<sup>(1)</sup> *OJ L 274, 25.9.1986, p. 1. Regulation last amended by Regulation (EC) No 3259/94 (OJ L 339, 29.12.1994, p. 11).*

2. *In the cases referred to in paragraph 1 the Commission may take the appropriate measures, including, in particular:*

- (a) *the adjustment of the capacity objectives in the multiannual guidance programme in the light of the information available to it,*
- (b) *the suspension of the introduction of licence applications to third countries under fisheries agreements with the said countries that receive a financial contribution from the Community budget.*



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3. *The following provisions shall apply to the cumulation of public aids to the fishing fleet:*

- (a) *expenditure on modernisation shall not be eligible for aid for five years following the grant of public aid for the construction of the vessel concerned;*
- (b) *permanent withdrawal premiums within the meaning of Article 8(3) and additional premiums for the creation of joint enterprises within the meaning of Article 9 may not be added to other Community aid granted under this Regulation or Regulations (EEC) No 2908/83<sup>(2)</sup>, (EEC) No 4028/86<sup>(3)</sup> and (EC) No 3699/93. These premium are to be reduced:*
- (i) *by a part of the amount previously received in the case of modernisation aid and/or the allowance for a temporary joint venture; this part is calculated prouta temporis for the five year period preceding the permanent withdrawal or the setting up of the joint enterprise;*
- (ii) *by the total amount previously received in the case of aid for the temporary cessation of activities within the meaning of Article 17(1) of this Regulation and under Article 14 of Regulation (EC) No 3699/93 paid during the two years preceding permanent withdrawal or the setting up of the joint enterprise.*

<sup>(2)</sup> Council Regulation (EEC) No 2908/83 of 4 October 1983 on a common measure for restructuring, modernising and developing the fishing industry and for developing aquaculture (OJ L 290, 22.10.1983, p. 1). Regulation last amended by Regulation (EEC) No 3733/85 (OJ L 361, 31.12.1985, p. 78).

<sup>(3)</sup> Council Regulation (EEC) No 4028/86 of 18 December 1986 on Community measures to improve and adapt structures in the fisheries and aquaculture sector (OJ L 376, 31.12.1986, p. 7). Regulation last amended by Regulation (EEC) No 3946/92 (OJ L 401, 31.12.1992, p. 1).

(Amendment 22)

*Article 13***Encouragement for the adjustment and development of areas dependent on fishing and aquaculture**

**Support shall be provided to enable operators in the fisheries sector to implement measures as part of efforts to identify new directions, new forms of development and new actions involving the different partners concerned.**

**The following categories of measure may be eligible for assistance:**

## Socio-economic measures

1. *For the purposes of this Article, 'fisherman' means anyone engaging in his main occupation on board an operational seagoing fishing vessel.*

**A. Socio-economic measures**

1. Anyone engaging in his main occupation on board an operational seagoing fishing vessel **may benefit from the provisions of this Article.**

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2. The Member States may take, for *fishermen*, measures of a socio-economic nature associated with restructuring of the Community fisheries sector within the meaning of Article 11 of Regulation (EEC) No 3760/92.

3. Financial assistance from the FIFG *or the EAGGF Guarantee Section* may only be granted for the following measures:

(a) part-financing of national early-retirement schemes for fishermen, provided that the following measures:

(i) at the time of early retirement, the age of the beneficiaries of the measures must be not more than ten years from the legal retirement age within the meaning of the legislation in force in the Member State, or the beneficiaries must be aged at least 55;

(ii) the beneficiaries can show that they have worked for at least 10 years as fishermen.

However, contributions to the normal retirement scheme for fishermen during the period of early retirement shall not be eligible for financial assistance from the FIFG *or the EAGGF Guarantee Section*.

In each Member State, for the entire programming period the number of beneficiaries may not exceed the number of jobs eliminated on board fishing vessels as a result of those vessels permanently stopping fishing activities within the meaning of Article 8;

(b) granting individual compensatory payments to fishermen who can show that they have worked for at least six months as fishermen, on the basis of an eligible cost limited to EUR 10 000 per individual beneficiary, provided the vessel on which the beneficiaries were employed has been the object of measures permanently stopping its activities, within the meaning of Article 8;

(c) granting non-renewable individual compensatory payments to fishermen who can show that they have worked for at least five years as fishermen, to help them retrain or diversify their activities outside maritime fisheries under an individual or collective social plan, on the basis of an eligible cost limited to EUR 50 000 per individual beneficiary; individual fishermen may combine this payment with the payment provided for at (b); the management authority shall determine the individual amount according to the scale of the retraining and diversification project and the financial commitment entered into by the beneficiary.

4. The Member States shall make the necessary arrangements to ensure:

(a) that the beneficiaries of the measure referred to in paragraph 3(a) permanently give up work as fishermen;

(b) that no one fisherman can combine benefits from the measure referred to in paragraph 3(a) with benefits from one of the measures referred to in paragraph 3(b) and (c);

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2. The Member States may take, for these **persons**, measures of a socio-economic nature associated with restructuring of the Community fisheries sector within the meaning of Article 11 of Regulation (EEC) No 3760/92.

3. Financial assistance from the FIFG may only be granted for the following measures:

(a) part-financing of national early-retirement schemes for fishermen, provided that the following conditions are fulfilled:

(i) at the time of early retirement, the age of the beneficiaries of the measure must be not more than ten years from the legal retirement age within the meaning of the legislation in force in the Member State, or the beneficiaries must be aged at least 55;

(ii) the beneficiaries can show that they have worked for at least 10 years as fishermen.

However, contributions to the normal retirement scheme for fishermen during the period of early retirement shall not be eligible for financial assistance from the FIFG.

In each Member State, for the entire programming period the number of beneficiaries may not exceed the number of jobs eliminated on board fishing vessels as a result of those vessels permanently stopping fishing activities within the meaning of Article 8;

(b) granting individual compensatory payments to fishermen who can show that they have worked for at least six months as fishermen, on the basis of an eligible cost limited to EUR 10 000 per individual beneficiary, provided the vessel on which the beneficiaries were employed has been the object of measures permanently stopping its activities, within the meaning of Article 8;

(c) granting non-renewable individual compensatory payments to fishermen who can show that they have worked for at least five years as fishermen, to help them retrain or diversify their activities outside maritime fisheries under an individual or collective social plan, on the basis of an eligible cost limited to EUR 50 000 per individual beneficiary; individual fishermen may combine this payment with the payment provided for at (b); the management authority shall determine the individual amount according to the scale of the retraining and diversification project and the financial commitment entered into by the beneficiary.

4. The Member States shall make the necessary arrangements to ensure:

(a) that the beneficiaries of the measure referred to in paragraph 3(a) permanently give up work as fishermen;

(b) that no one fisherman can combine benefits from the measure referred to in paragraph 3(a) with benefits from one of the measures referred to in paragraph 3(b) and (c);

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- (c) that the compensation referred to in paragraph 3(b) is refunded on a 'pro rata temporis' basis where the beneficiaries return to their work as fishermen within a period of less than one year after being paid the compensation;
- (d) that the compensation referred to in paragraph 3(c) is refunded on 'a pro rata temporis' basis where the beneficiaries return to their work as fishermen within a period of less than five years after being paid the compensation;
- (e) that the beneficiaries of the measure referred to in paragraph 3(c) actually engage in a new activity.

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- (c) that the compensation referred to in paragraph 3(b) is refunded on a 'pro rata temporis' basis where the beneficiaries return to their work as fishermen within a period of less than one year after being paid the compensation;
- (d) that the compensation referred to in paragraph 3(c) is refunded on a 'pro rata temporis' basis where the beneficiaries return to their work as fishermen within a period of less than five years after being paid the compensation;
- (e) that the beneficiaries of the measure referred to in paragraph 3(c) actually engage in a new activity.

**B. Financial engineering measures**

- **access to the capital market and granting of guarantees and holdings;**
- **funding of interest-rate subsidy schemes.**

**The Community's financial contribution to the measures described in paragraphs A and B of this article shall be subject to the ceilings and conditions laid down in Annexes 9 and 11.**

(Amendment 23)

*Article 14(1) and (2), introduction*

1. Member States may, *under the conditions specified in Annex III*, take measures to encourage capital investment in the following fields:

- (a) protection of marine resources in coastal waters,
- (b) aquaculture,
- (c) fishing port facilities,
- (d) processing and marketing of fishery and aquaculture products.

1. Member States may, **in accordance with the conditions specified in Annexes 6 and 7**, take measures to encourage capital investment in the following fields:

- (a) **onshore and offshore** aquaculture,
- (b) **protection and development** of marine resources in coastal waters, **in particular by the installation of fixed or movable facilities to enclose protected underwater areas and other measures to develop coastal areas,**
- (ba) **the creation and maintenance of marine protected areas,**
- (c) fishing port facilities,
- (d) processing and marketing of fishery and aquaculture products.

**1a. In addition, Member States may take measures to encourage the devising and implementation of systems for the improvement and control of quality, hygiene conditions, statistical instruments and environmental impact, as well as research and training initiatives in enterprises.**

**The relevant expenditure, with the exception of beneficiary enterprises' operating costs, may be funded from the FIFG, provided that it is directly linked to the investments referred to in paragraph 1.**

2. Financial assistance from the FIFG *or the EAGGF Guarantee Section* may be granted only for projects which:

2. Financial assistance from the FIFG may be granted only for projects which:

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(Amendment 24)

*Article 15*

1. Member States may, *under the conditions specified in Annex III*, take measures *to encourage collective operations to find and promote* new market outlets for fishery and aquaculture products, in particular:

- (a) operations associated with quality certification, product labelling, *rationalisation of product names and product standardisation*,
- (b) promotion campaigns, including those highlighting quality,
- (c) projects to test consumer reactions,
- (d) organisation of and participation in trade fairs and exhibitions,
- (e) organisation of study and sales visits,
- (f) market studies *and surveys*, including studies relating to the prospects for marketing Community products in third countries,
- (g) campaigns improving marketing conditions,
- (h) sales advice and aids, services provided to wholesalers and retailers.

2. Priority is to be given to investments:

- (a) to encourage the sale of surplus or under-exploited species,
- (b) implemented by organisations officially recognised within the meaning of Regulation (EEC) No 3759/92,
- (c) pursuing a quality policy for fishery and aquaculture products,
- (d) to promote products obtained using environmentally friendly methods.

3. The measures must not be based around commercial brands nor make reference to particular countries or *geographic zones*, except in specific cases where official recognition of origin with reference to a specified geographical zone for a product or process is granted pursuant to Regulation (EEC) No 2081/92 of 14 July 1992 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs. The reference may be used only from the date on which the name has been entered in the register provided for in Article 6(3) of Regulation (EEC) No 2081/92.

**1.** Member States may take measures **in favour of finding and promoting** new market outlets for fishery and aquaculture products, in particular:

- (a) operations associated with quality certification **and** product labelling,
- (b) promotion campaigns, including those highlighting quality **issues**,
- (c) projects to test consumer reactions,
- (ca) consumer surveys,**
- (d) organisation of and participation in trade fairs and exhibitions,
- (e) organisation of study and sales visits,
- (f) market studies, including those relating to the prospects for marketing Community products in third countries, **and surveys,**
- (g) campaigns improving market conditions,
- (h) sales advice and aids, services provided to **producers**, wholesalers and retailers,
- (ha) general marketing plans for production companies aimed at upgrading the product.**

2. Priority is to be given to investments:

- (a) to encourage the sale of surplus or under-exploited species,
- (b) implemented by organisations officially recognised within the meaning of Regulation (EEC) No 3759/92,
- (c) pursuing a quality policy for fishery and aquaculture products,
- (d) to promote products obtained using environmentally friendly methods.

3. The **above** measures must not be based around commercial brands nor make reference to particular countries or **regions** except in specific cases where official recognition of origin with reference to a specified geographical zone for a product or process is granted pursuant to Regulation (EEC) No 2081/92 of 14 July 1992 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs. The reference may be used only from the date on which the name has been entered on the register provided for in Article 6(3) of Regulation (EEC) No 2081/92.

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(Amendment 25)

## Article 16

1. *The Member States may encourage the creation and facilitate the operation of producer organisations recognised under Regulation (EEC) No 3759/92:*

(a) *Aid can be granted to producer organisations created after 1 January 2000 for three years following the date of recognition. This aid for the first, second and third years may not exceed:*

- (i) *3%, 2% and 1% respectively of the value of the products marketed by the producer organisation;*
- (ii) *60%, 40% and 20% respectively of the administrative costs of the producer organisation;*

(b) *Without prejudice to the aid referred to at (a), aid may be granted to producer organisations that have been specifically recognised under Article 7a(1) of Regulation (EEC) No 3759/92 during the three years following the date of the specific recognition to facilitate the implementation of their plans to improve quality and marketing. The amount of this aid may not exceed, for the first, second and third years:*

- (i) *3%, 2% and 1% respectively of the value of the products covered by the plan and marketed by the beneficiary producer organisation;*
- (ii) *60%, 50% and 40% respectively of the costs incurred by the organisation in implementing the plan;*

(c) *The aid referred to at (a) and (b) shall be paid to the final beneficiaries during the year following that for which it was granted, and not later than 31 December 2008.*

2. The Member States may encourage short-term operations of collective interest with a broader scope than operations normally undertaken by private *business*, carried out with the active contribution of members of the trade themselves and serving to attain the objectives of the common fisheries policy.

Eligible operations shall relate in particular to the following themes:

- (a) management and control of conditions for access to certain fishing zones and quota management;
- (b) management of fishing effort;
- (c) promotion of gear or methods recognised by the management authority as being more selective;
- (d) implementation of technical measures for the conservation of resources;
- (e) collective aquaculture facilities, restructuring or improvement of aquaculture sites, collective treatment of aquaculture effluent;

1. **Member States may take measures to promote operations carried out by members of the trade themselves and regarded by the competent authorities in the Member States as short-term operations of collective interest, provided such operations serve to attain the objectives of the common fisheries policy.**

**1a. The measures referred to in paragraph 1 include in particular aid to producer organisations within the meaning of Articles 7 and 7b of Council Regulation (EEC) No 3759/92.**

The aid shall be paid to the final beneficiaries during the year following that for which it was granted, and not later than 31 December 2008.

2. The Member States may encourage short-term operations of collective interest with a broader scope than operations normally undertaken by private **businesses**, carried out with the active contribution of members of the trade themselves and serving to attain the objectives of the common fisheries policy.

Eligible operations shall relate in particular to the following themes:

- (a) management and control of conditions for access to certain fishing zones and quota management;
- (b) management of fishing effort;
- (c) promotion of gear or methods recognised by the management authority as being more selective;
- (d) implementation of technical measures for the conservation of resources;
- (e) collective aquaculture facilities, restructuring or improvement of aquaculture sites, collective treatment of aquaculture effluent;

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<p>(f) eradication of the pathological risks of fish farming or parasites in catchment areas or coastal ecosystems;</p> <p>(g) collection of basic data and/or preparation of environmental management models for fisheries and aquaculture with a view to drawing up integrated management plans for coastal areas;</p> <p>(h) organisation of electronic trade and other information technologies to disseminate technical and commercial information;</p> <p>(i) creation of business incubators in the sector and/or centres for the collection of fishery and aquaculture products;</p> <p>(j) access to training, particularly in quality, and organisation of transmission of know-how on board vessels and on land;</p> <p>(k) design and application of systems to improve and control quality, health conditions, statistical instruments and environmental impact.</p> <p>Expenditure incurred in the normal production process in firms shall not be eligible under this paragraph.</p> <p>3. The Commission shall adopt detailed rules for the application of this Article in accordance with the procedure laid down in Article 50 of Regulation (EC) No .../... [general Funds regulation].</p>	<p>(f) eradication of the pathological risks of fish farming or parasites in catchment areas or coastal ecosystems;</p> <p>(g) collection of basic data and/or preparation of environmental management models for fisheries and aquaculture with a view to drawing up integrated management plans for coastal areas;</p> <p>(h) organisation of electronic trade and other information technologies to disseminate technical and commercial information;</p> <p>(i) creation of business incubators in the sector and/or centres for the collection of fishery and aquaculture products;</p> <p>(j) access to training, particularly in quality, and organisation of transmission of know-how on board vessels and on land;</p> <p>(k) design and application of systems to improve and control quality, health conditions, statistical instruments and environmental impact.</p> <p>Expenditure incurred in the normal production process in firms shall not be eligible under this paragraph.</p> <p>3. The Commission shall adopt detailed rules for the application of this Article in accordance with the procedure laid down in Article 50 of Regulation (EC) No.../.. [general Funds regulation].</p>

(Amendment 26)

*Article 17(3), 1st subparagraph*

3. The financial contribution from the FIFG and the EAGGF Guarantee Section to the measures referred to in paragraphs 1 and 2 per Member State for the entire period from 2000 to 2006 may not exceed the higher of the following two thresholds: EUR 1 million or 3% of the Community financial assistance allocated to the sector in the Member State concerned.

3. The financial contribution from the FIFG to the measures referred to in paragraphs 1 and 2 per Member State for the entire period from 2000 to 2006 may not exceed the higher of the following two thresholds: EUR 1 million or 3% of the Community financial assistance allocated to the sector in the Member State concerned.

(Amendment 27)

*Article 18*

1. The Member States shall envisage in the plans referred to in Article 3 and 4(1) the means necessary to undertake studies, pilot projects, demonstration projects, training measures, technical assistance, the exchange of experience and publicity connected with the preparation, implementation, monitoring, evaluation or adjustment of the operational programmes and the single programming documents.

2. 'Pilot project' means a project carried out by an economic operator or scientific body to test, in conditions approaching actual conditions in the industry, the technical reliability and/or financial viability of an innovative technology with a view to acquiring and disseminating (technical and/or financial) knowledge of the technology being tested.

1. The Member States shall envisage in the plans the means necessary to undertake studies, pilot projects, demonstration projects, training measures, technical assistance, the exchange of experience and publicity connected with the preparation, implementation, monitoring, evaluation or adjustment of the operational programmes and the single programming documents.

2. 'Pilot project' means a project carried out by an economic operator or scientific body to test, in conditions approaching actual conditions in the industry, the technical reliability and/or financial viability of an innovative technology with a view to acquiring and disseminating (technical and/or financial) knowledge of the technology being tested.

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Pilot projects shall always comprise scientific monitoring of sufficient intensity and duration to obtain significant results; they must be the subject of scientific reports forwarded to the management authority. The latter shall immediately forward such reports to the Commission for information.

*Exploratory fishing projects shall be eligible as pilot projects provided their aim is the conservation of fishery resources and they implement more selective techniques.*

3. The measures referred to in paragraph 1 may, in particular, concern the themes referred to in Article 16(2), provided they are implemented on the initiative of public or semi-public bodies or other bodies designated to that end by the management authority.

They may also include the construction or transformation of vessels provided that these vessels are destined exclusively for fisheries research activities, undertaken by public or semi-public bodies, under the flag of a Member State.

4. In addition, the measures referred to in paragraph 1 may include the promotion of equal employment opportunities between men and women working in the sector.

Pilot projects shall always comprise scientific monitoring of sufficient intensity and duration to obtain significant results; they must be the subject of scientific reports forwarded to the management authority. The latter shall immediately forward such reports to the Commission for information.

**The Member States may take measures to support pilot projects for experimental fisheries, which must include an assessment of the impact of the experimental fishery upon the target stock or stocks, upon incidentally caught species and on the benthic habitat.**

3. The measures referred to in paragraph 1 may, in particular, concern the themes referred to in Article 16(2), provided they are implemented on the initiative of public or semi-public bodies or other bodies designated to that end by the management authority.

They may also include the construction or transformation of vessels provided that these vessels are destined exclusively for fisheries research activities, undertaken by public or semi-public bodies, under the flag of a Member State.

4. In addition, the measures referred to in paragraph 1 may include the promotion of equal employment opportunities between men and women working in the sector.

**4a. The Community's financial contribution shall be subject to the ceilings and conditions laid down in Annex 9.**

(Amendment 28)

*Article 19*

*The management authority* shall ensure that the special conditions governing assistance listed in *Annex III* are complied with.

*It shall also satisfy itself as to the technical capacity of beneficiaries and the financial viability of firms before granting aid.*

**1. Member States** shall ensure that the special conditions governing assistance listed in **the relevant annexes to this Regulation** are complied with.

**2. When requesting payment of each annual aid instalment, Member States shall demonstrate to the Commission that compliance with the conditions governing assistance set out in this Regulation has been verified; this includes compliance with the intermediate objectives of the fleet sector under their multiannual guidance programme and non-duplication of funding from other sources for the same project.**

**3. Where the conditions referred to in paragraph 2 have not been complied with, the Commission shall carry out a suitable examination of the circumstances in the framework of the partnership, in particular asking the Member State or the authorities appointed by it for implementation of the measure to submit their comments within a given period.**

**Following that examination, the Commission may suspend, reduce or cancel FIFG assistance in the area of assistance concerned as defined in the relevant annexes if the examination confirms that the conditions referred to in paragraph 2 have not been complied with.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 29)

## Article 22

## Article 22

**Deleted**

*Specific provisions on measures part-financed by the EAGGF Guarantee Section*

1. *Community assistance to measures financed by the EAGGF Guarantee Section shall be the subject of financial planning and annual accounts. Financial planning shall be an integral part of the programming.*

2. *The Commission shall fix an initial allocation to the Member States, broken down by year, based on objective criteria and taking account of the particular situations, needs and efforts to be made, particularly with regard to the restructuring of the fleet.*

3. *The initial allocation shall be adjusted in the light of actual expenditure and revised expenditure forecasts submitted by the Member States, taking account of the objectives of the programmes, insofar as resources are available and in accordance with the aid rates fixed in this Regulation.*

4. *The Community's financial contribution to measures part-financed by the EAGGF Guarantee Section shall be made in accordance with the principles laid down in Articles 28, 29, 37 and 38 of Regulation (EC) No .../.. [general Funds regulation]. However:*

(a) *the Community's financial contribution may not exceed 50% of the total eligible cost and shall cover, as a general rule, at least 25% of the eligible public expenditure;*

(b) *the rates fixed in Article 28(4)(a)(ii) and (iii) and (b)(ii) and (iii) of Regulation (EC) No .../.. [general Funds regulation] shall apply.*

5. *The fifth subparagraph of Article 31(1) of Regulation (EC) No .../.. [general Funds regulation] shall apply to payments.*

6. *Financial assistance granted by the EAGGF Guarantee Section may take the form of advances for the implementation of the programme or payments relating to expenditure actually incurred.*

(Amendment 30)

## Article 23

**Detailed rules for the application of this Title shall be adopted in accordance with the procedure laid down in Article 50 of Regulation (EC) No... [General Structural Funds Regulation].**

**These rules may in particular define the details of:**

- **the presentation of plans,**
- **the revision of operational programmes for Objective 1 and single programming documents for Objectives 2 and 3,**



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

The form of the expenditure statements and annual implementation reports shall be adopted by the Commission in accordance with the procedure laid down in Article 50 of Regulation (EC) No .../.. [general Funds regulation].

- **financial planning, in particular to ensure budgetary discipline and participation in financing,**
- **the monitoring and evaluation.**

The form of the expenditure statements and annual implementation reports shall be adopted by the Commission in accordance with the procedure laid down in Article 50 of Regulation (EC) No .../.. [general Funds regulation].

(Amendment 31)

*Annex I**This Annex to be deleted.*

(Amendment 32)

*Annex II**This Annex to be deleted.*

(Amendment 33)

*Annex III**This Annex to be deleted.*

(Amendment 34)

*Annex IV**This Annex to be deleted.*

(Amendment 35)

*Annex I (new)***Annex 1****Permanent withdrawal of fishing vessels****Definition**

**'Permanent withdrawal of vessels' means the suspension of all fishing activity by such vessels. Vessels may be scrapped, scuttled, permanently transferred to a third country or permanently reassigned, in Community waters, to uses other than fishing.**

**Conditions**

- 1. Vessels must be more than 10 years old.**
- 2. Vessels must have carried out a fishing activity for at least 75 days in each of the two periods of 12 months preceding the date of the request for permanent withdrawal.**
- 3. For vessels of less than 27 GT only the scrapping of the vessel may qualify for aid for permanent withdrawal.**

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Class of vessel by tonnage (GT)	EUR
0,2 to 10	9 675 /GT + 1 428
10 to 25	4 879 /GT + 49 388
25 to 100	4 189 /GT + 66 638
100 to 300	2 794 /GT + 206 138
300 to 500	2 275 /GT + 361 838
500 and over	1 244 /GT + 877 338

Class of vessel by gross registered tonnes (GRT)	EUR
0 < 25	7 396 / GRT
25 < 50	6 051 / GRT + 33 625
50 < 100	5 379 /GRT + 67 225
100 < 250	2 689 /GRT + 336 225

- (a) The premiums for the scrapping of vessels may not exceed the following quantities:
1. 10 year-old vessels: scale as per table.
  2. Vessels over 10 years old: scale shown in table less 1,5% per annum.
  3. Up to 30 years old, the age beyond which premiums are limited to the amount for 30 year-old vessels.
- (b) The premiums paid to beneficiaries for transferring vessels to a third country or for permanent re-assignment, in Community waters, to uses other than fishing, may not exceed the maximum amounts for scrapping premiums referred to in paragraph (a) above, less 50%.

**Participation rates**

**Objective 1 regions:**  
 $50\% \leq \text{EU} \leq 75\%$   
 Member State  $\geq 25\%$

**Other regions:**  
 $25\% \leq \text{EU} \leq 50\%$   
 Member State  $\geq 50\%$

(Amendment 36)

*Annex 2 (new)***Annex 2****Joint enterprises****Definition**

'Joint enterprise' means any company regulated by private law comprising one or more Community shipowners and one or more partners in a third country, constituted in the framework of formal relations between the Community and the third country, with the aim of fishing for and possibly exploiting fishery resources in the waters under the sovereignty or jurisdiction of the third country, with a view to the priority supply of the EU market.

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The setting-up of a joint undertaking shall be accompanied by the transfer of one or more vessels to the third country concerned, under the following two conditions:

- (a) transfer of the vessel(s), with no possibility of a return to Community waters, in which case 100% of the assistance will be funded;
- (b) temporary transfer (temporary export) of the vessel(s) and change of flag, with funding equivalent to 50% of the assistance decreasing over a four-year period:
  - 1st year: 40%
  - 2nd year: 30%
  - 3rd year: 20%
  - 4th year: 10%

In the event of a vessel being transferred permanently, account will be taken of assistance received under the temporary arrangements.

#### Conditions

1. Projects for joint undertakings may be eligible for aid when they involve the export of one or more fishing vessels with the flag of an EU Member State.
2. Vessels used for projects for joint enterprises must meet the following conditions:
  - (a) they must be of at least 27 GT;
  - (b) they must be equipped with the appropriate technology;
  - (c) they must be included on the Community fishing vessel register;
  - (d) they must respect the conditions laid down in Article 9 of this Regulation.

#### Scales

Class of vessel by tonnage (GT)	EUR
27 < 100	4 189/GT + 66 638
100 < 300	2 794/GT + 206 138
300 < 500	2 275/GT + 361 838
500 and over	1 244/GT + 877 338

The premiums paid to beneficiaries for setting up joint undertakings may not exceed the following amounts:

1. Vessels less than 10 years old: scale shown in table plus 1,5% per annum;
2. Vessels over 10 years old: scale shown in table less 1,5% per annum;
3. Vessels over 30 years old may receive only the premium paid for 30 year-old vessels.

#### Participation rates

##### Objective 1 regions:

50% ≤ EU ≤ 75%  
Member State ≥ 25%

##### Other regions:

25% ≤ EU ≤ 50%  
Member State ≥ 50%

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Remarks**

**Aid may also be granted to joint undertakings set up within the framework of second-generation international fisheries agreements.**

(Amendment 37)

*Annex 3 (new)***Annex 3****Temporary joint ventures****Definition**

**'Temporary joint venture' means any association based on a contractual agreement of limited duration between EU shipowners and physical or legal persons, NGOs, cooperatives and associations in one or more third countries with which the Community maintains relations, with the aim of jointly fishing for and exploiting the fishery, marine, environmental and human resources of the third country or countries with a view to the supply of the Community and international market, taking environmental protection requirements into account and with the aim of fostering the development of the third countries.**

**Conditions**

- 1. Operations must involve the fishing and, where necessary, the processing or marketing of the species concerned, enhance the environment and foster employment and training in SMIs and local craft industries.**
- 2. Vessels must fly the Community or a third country flag throughout the duration of the temporary joint venture.**
- 3. The fishing activities and the measures to exploit and protect human, marine and environmental resources must last between six months and one year.**
- 4. A maximum of two renewals will be granted.**
- 5. Vessels used for temporary joint ventures must meet the following conditions:**
  - (a) they must be of at least 27 GT;**
  - (b) they must be equipped with the appropriate technology;**
  - (c) they must be included on the Community fishing vessel register;**
  - (d) they must respect the conditions laid down in Article 9 of this Regulation.**

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TEXT PROPOSED  
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BY PARLIAMENT**Participation rates****Objective 1 regions:****50% ≤ EU ≤ 75%****Member State ≥ 25%****Other regions:****25% ≤ EU ≤ 50%****Member State ≥ 50%****Scales**

Class of vessel by tonnage (GT)		EUR
27 to 50	3.8/GT +	65
50 to 100	3.0/GT +	107
100 to 250	2.4/GT +	167
250 to 500	1.8/GT +	315
500 to 1 500	1.3/GT +	553
1 500 to 2 500	1.1/GT +	910
2 500 and above	0.8/GT +	1 595

**Remarks**

Aid may be granted to temporary joint ventures within the framework of second-generation international fisheries agreements.

Temporary joint ventures which become joint enterprises will benefit from the participation rates provided for the latter including the aid for the permanent transfer of the vessel to a third country.

(Amendment 38)

*Annex 4 (new)***Annex 4****Fleet renewal****Definition**

- (a) Fishing vessels must be built to comply with the regulations and directives governing hygiene and safety and the Community provisions concerning the dimensions of vessels. They must be entered in the appropriate segment of the Community register.
- (b) Financial assistance shall be granted by way of priority to those vessels using the most selective fishing gear and methods.

**Conditions**

Member States may take measures to promote the construction of fishing vessels which comply with the global annual intermediate objectives and the final objectives by segment under their multiannual guidance programmes within the stated time limits.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Scales**

**Aid shall be granted on the basis of the total eligible cost for construction, which shall be based on the actual cost of the vessel.**

**Participation rates****Objective 1 regions:**

- EU ≤ 40%**
- 5% ≤ Member State**
- Shipowner ≥ 50%**

**Other regions:**

- EU ≤ 25% of eligible cost**
- 5% ≤ Member State**
- Shipowner ≥ 50%**

**In the case of investments in small and medium-sized enterprises within the meaning of Commission Recommendation 96/280/EC <sup>(1)</sup> the EU participation rate may be increased to the extent that forms of financing other than direct aids are used, without this increase exceeding 10% of the total eligible cost. The contribution of the private beneficiary shall be reduced accordingly.**

<sup>(1)</sup> OJ L 107, 30.4.1996, p. 4.

(Amendment 39)

*Annex 5 (new)*

**Annex 5****Vessel modernisation****Definition**

**Work on or purchase of equipment for fishing vessels geared to:**

- **rationalisation of fishing operations, in particular by the use of more selective fishing gear and methods, the reduction of fuel consumption and/or**
- **improvement of the quality of products caught and preserved on board, the use of better fishing and preserving techniques and the implementation of legal and regulatory provisions regarding health, and/or**
- **improvement of working conditions and safety, and/or**
- **equipment on board vessels to monitor fishing activities.**

**Conditions**

**Operations may cover only vessels less than thirty years old and must not result in an increase in fishing effort. This limit shall not apply where investment relates to the improvement of working conditions and safety and/or equipment on board vessels to monitor fishing activities.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Scales**

Aid shall be granted on the basis of the total eligible cost, which shall be calculated on the basis of the actual cost of the work or purchase of equipment concerned.

**Participation rates****Objective 1 regions:**

EU  $\leq$  40% of eligible cost  
5%  $\leq$  Member State  
Shipowner  $\geq$  50%

**Other regions:**

EU  $\leq$  25% of eligible cost  
5%  $\leq$  Member State  
Shipowner  $\geq$  50% of value of the work

In the case of investments in small and medium-sized enterprises within the meaning of Commission Recommendation 96/280/EC the EU participation rate may be increased to the extent that forms of financing other than direct aids are used, without this increase exceeding 10% of the total eligible cost. The contribution of the private beneficiary shall be reduced accordingly.

(Amendment 40)

*Annex 6 (new)***Annex 6****Aquaculture and coastal waters****General provisions**

Projects in undertakings may involve capital investment in production and management (construction, equipping and modernisation of facilities).

The transfer of ownership of property linked to productive activities may not give rise to the grant of Community aid.

**Aquaculture**

Investments in works concerning the installation or improvement of water circulation in aquaculture enterprises and on service vessels shall be eligible.

Capital investment to improve conditions of hygiene or human or animal health, to improve product quality or reduce pollution of the environment shall be eligible.

**Participation rates****Objective 1 regions:**

EU  $\leq$  35%  
5%  $\leq$  Member State  
Private beneficiary  $\geq$  40%

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BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Other regions:**EU  $\leq$  15%5%  $\leq$  Member StatePrivate beneficiary  $\geq$  40%

Notwithstanding these provisions, where investments concern the use of techniques that substantially reduce environmental impact, the contribution of private beneficiaries may be restricted to 30% of eligible expenditure instead of 40%.

In the case of investments in small and medium-sized enterprises within the meaning of Commission Recommendation 96/280/EC the EU participation rate may be increased to the extent that forms of financing other than direct aids are used, without this increase exceeding 10% of the total eligible cost. The contribution of the private beneficiary shall be reduced accordingly.

**Coastal waters**

Expenditure eligible for assistance from the FIGG may concern only the installation of fixed or movable facilities to enclose protected underwater areas and the scientific monitoring of projects. Such projects must:

- (a) be of collective interest,
- (b) be implemented by public or semi-public bodies, recognised professional organisations or other bodies designated to that end by the management authority,
- (c) not have a negative impact on the marine environment.

Each project must include scientific monitoring for at least five years, comprising in particular the evaluation and monitoring of the development of marine resources in the waters concerned. The management authority shall forward the scientific monitoring reports to the Commission every year for information.

**Eligibility criteria****Common provisions****(a) Investments must:**

- contribute to lasting economic benefits from the structural improvement in question;
- offer an adequate guarantee of technical and economic viability, in particular by avoiding the risk of creating surplus production capacity.

- (b) Physical investment intended to improve conditions of hygiene or human or animal health, to improve product quality or reduce pollution of the environment shall be eligible.



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- (c) Investment in the purchase of land, coverage of general expenses beyond 12% of costs and vehicles for passenger transport shall not be eligible.

**Participation rates****Objective 1 regions:****50% ≤ EU ≤ 75%****Member State ≥ 25%****Other regions:****25% ≤ EU ≤ 50%****Member State ≥ 50%**

(Amendment 41)

*Annex 7 (new)***Annex 7****Fishing port facilities and processing and marketing of fishery and aquaculture products****General eligibility criteria for investments****Investments must:**

- contribute to lasting economic benefits from the structural improvement in question;
- offer an adequate guarantee of technical and economic viability.

Physical investment intended to improve conditions of hygiene or to improve product quality or reduce pollution of the environment shall be eligible;

Investment in the purchase of land, coverage of general expenses beyond 12% of costs and vehicles for passenger transport shall not be eligible.

**Fishing port facilities**

Investments must be of interest to all fishermen using a port and must contribute to the general development of the port and to the improvement of services offered to fishermen. They shall relate in particular to installations and equipment intended:

- (a) to improve the conditions under which fishery products are landed, treated and stored in ports,
- (b) to support fishing vessel activities (provision of fuel, ice and water, maintenance and repair of vessels),
- (c) to improve jetties with a view to improving safety during the landing or loading of products.

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Capital investment to improve conditions of hygiene or human or animal health, to improve product quality or reduce pollution of the environment shall be eligible.

#### Processing and marketing

For the purposes of this Regulation, 'processing and marketing of fishery and aquaculture products' means all operations, including handling, treatment, production and distribution, between the time of landing and the end-product stage.

Investments shall not be eligible for assistance where they concern:

- (i) fishery and aquaculture products intended to be used and processed for purposes other than human consumption, with the exception of investments exclusively for the treatment, processing and marketing of fishery and aquaculture product wastes, and fish from catches in inland waters and fishing activities in brackish coastal waters;
- (ii) the retail trade, except for companies in the fishery sector with their own marketing operations for fish and fish-based products. The total turnover of the applicant may not exceed EUR 5 million.

Capital investment to improve conditions of hygiene or human or animal health, to improve product quality or reduce pollution of the environment shall be eligible.

Notwithstanding these provisions, where investments concern the use of collective facilities or techniques that substantially reduce environmental impact, the contribution of private beneficiaries (C) may be restricted to 30% of eligible expenditure instead of 40%.

#### Investment in undertakings

##### Objective 1 regions:

- EU ≤ 35%
- 5% ≤ Member State
- Private beneficiary ≥ 40%

##### Other regions:

- EU ≤ 15%
- 5% ≤ Member State
- Private beneficiary ≥ 40%

In the case of investments in small and medium-sized enterprises within the meaning of Commission Recommendation 96/280/EC the EU participation rate may be increased to the extent that forms of financing other than direct aids are used, without this increase exceeding 10% of the total eligible cost. The contribution of the private beneficiary shall be reduced accordingly.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Investment in public infrastructures****Objective 1 regions:****50% ≤ EU ≤ 75%****Member State ≥ 25%****Other regions:****25% ≤ EU ≤ 50%****Member State ≥ 50%**

**EU may be increased by a maximum of 10% for Objective 1 regions and for Member States benefiting from cohesion funds.**

**EU may also be increased by up to 10% with other forms of funding.**

(Amendment 42)

*Annex 8 (new)***Annex 8****Temporary cessation of fishing activities****Definition**

**Assistance designed to offset partially the loss of income suffered as a result of a temporary cessation of fishing activities caused by unforeseen and non-repetitive events resulting from biological phenomena in particular, by the non-renewal of a fisheries agreement or by the setting up of a recovery plan for stocks at risk of exhaustion.**

**Measures to offset the loss of income suffered by crews of ships subject to temporary cessation of activities, caused by foreseeable and unforeseen events.**

**Conditions**

**Vessels must be withdrawn for a specific period of time.**

**Scales**

<b>Class of vessel by tonnage (GT)</b>	<b>Maximum amount of premium per vessel (EUR/day)</b>
0 to 10	6.2/GT + 24
10 to 25	5.1/GT + 36
25 to 50	3.8/GT + 65
50 to 100	3.0/GT + 107
100 to 250	2.4/GT + 167
250 to 500	1.8/GT + 315
500 to 1 500	1.3/GT + 553
1 500 to 2 500	1.1/GT + 910
2 500 and over	0.8/GT + 1 595

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**Aid may be granted for a maximum of six months, with the amounts reduced by 12% each month to reach a minimum of 40%.**

**Crew compensation measures: ceiling of EUR 100/crew member/day.**

#### **Participation rates**

##### **Objective 1 regions:**

**50% ≤ EU ≤ 75%**

**Member State ≥ 25%**

##### **Other regions:**

**25% ≤ EU ≤ 50%**

**Member State ≥ 50%**

(Amendment 43)

*Annex 9 (new)*

#### **Annex 9**

**Innovative measures and technical assistance, socio-economic measures, operations by members of the trade and small-scale coastal fishing**

#### **Scale**

**Aid shall be based on the total eligible cost calculated on the basis of the real cost of the measure.**

#### **Participation rates**

##### **Objective 1 regions:**

**50% ≤ EU ≤ 75%**

**Member State ≥ 25%**

##### **Other regions:**

**25% ≤ EU ≤ 50%**

**Member State ≥ 50%**

(Amendment 44)

*Annex 10 (new)*

#### **Annex 10**

#### **Promotion of fisheries markets**

#### **Definition**

**'Promotion of fisheries markets' means measures designed to promote the marketing of fishery and aquaculture products, particularly surplus or under exploited species, as well as measures to encourage an improved quality policy for fishery and aquaculture products. The same consideration applies to institutional campaigns designed to protect immature stocks.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Conditions**

To be eligible for aid for the promotion of fisheries markets, beneficiaries must focus their promotional measures on one of the following areas:

- (a) Operations associated with quality certification and product labelling.
- (b) Promotional campaigns, including those highlighting quality issues.
- (c) Consumer surveys and tests.
- (d) Organisation of and participation in trade fairs and exhibitions.
- (e) Organisation of study and sales visits.
- (f) Market studies, including those relating to the prospects for marketing Community products in third countries, and surveys.
- (g) Campaigns improving marketing conditions or designed to protect immature stocks.

Measures designed to promote consumption may not be based around commercial brands nor make reference to particular countries or regions.

**Participation rates****1. Without the participation of private beneficiaries****Objective 1 regions:****50% ≤ EU ≤ 75%****Member State ≥ 25%****Other regions:****25% ≤ EU ≤ 50%****Member State ≥ 50%****2. With the participation of private beneficiaries****Objective 1 regions:****EU ≤ 35%****5% ≤ Member State****Private beneficiary ≥ 40%****Other regions:****EU ≤ 15%****5% ≤ Member State****Private beneficiary ≥ 40%**

In the case of investments in small and medium-sized enterprises within the meaning of Commission Recommendation 96/280/EC the EU participation rate may be increased to the extent that forms of financing other than direct aids are used, without this increase exceeding 10% of the total eligible cost. The contribution of the private beneficiary shall be reduced accordingly.

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 45)

*Annex II (new)***Annex 11****Financial engineering measures**

In order to take advantage of all possible additional financing opportunities provided for in Article 28(4) of the General Structural Funds Regulation, the Member States may take financial engineering measures, in particular:

- The FIG may cofinance participation by the Member States and, where appropriate, private beneficiaries in the setting up or development of bank loan guarantee funds or mutual guarantee schemes.
- The FIG may cofinance the participation of Member States and, where appropriate, private beneficiaries in the setting up or development of risk capital funds.
- The FIG may also cofinance other types of financial engineering measures considered eligible by the Commission.

The rules on eligibility for individual Member States shall be adopted by decision of the Commission after consulting the management committees for agricultural structures and rural development, fishery structures, the development and conversion of regions, and Article 147 of the Treaty.

Until such a decision is taken, the eligibility rules adopted in the Commission's Decision of 23 April 1997 shall continue to apply.

**Scale**

Aid shall be based on the total eligible costs calculated on the basis of the real cost of the measure undertaken.

**Participation rates****I. Measures without financial participation by private beneficiaries:****Objective 1 regions:****50% ≤ EU ≤ 75%****Member State ≥ 25%****Other regions:****25% ≤ EU ≤ 50%****Member State ≥ 50%****II. Measures with financial participation by private beneficiaries:****Objective 1 regions:****EU ≤ 35%****5% ≤ Member State ≤ 15%****Undertakings ≥ 40%**

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT**Other regions:****EU ≤ 15%****5% ≤ Member State ≤ 25%****Undertakings ≥ 40%**

**In the case of promotional measures carried out by associations and organisations belonging to the fisheries and aquaculture sector, EU participation may be increased up to 10% of the total eligible cost, using forms of financing other than direct aid.**

**In the case of investments in small and medium-sized enterprises within the meaning of Commission Recommendation 96/280/EC the EU participation rate may be increased to the extent that forms of financing other than direct aids are used, without this increase exceeding 10% of the total eligible cost. The contribution of the private beneficiary shall be reduced accordingly.**

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation (EC) on structural measures in the fisheries sector (COM(98)0728 – C4-0101/99 – 98/0347(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0728 -98/0347(CNS)) <sup>(1)</sup>
- having been consulted by the Council pursuant to Articles 42 and 43 (now Articles 36 and 37) of the EC Treaty (C4-0101/99),
- having regard to Council Regulation (EEC) No 3759/92 on the common organisation of the market in fishery and aquaculture products <sup>(2)</sup>,
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Fisheries and the opinions of the Committee on Budgets and the Committee on Regional Policy (A4-0244/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 16, 21.1.1999, p. 12.

<sup>(2)</sup> OJ L 388, 31.12.1992, p. 1.

Thursday 6 May 1999

(i) A4-0191/99

**Amended proposal for a Council Regulation on coordinating aid to the applicant countries in the framework of the pre-accession strategy (COM(98)0551 – C4-0606/98 – 98/0094(CNS))**

The amended proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Article 1, 2nd paragraph (new)*

**In addition to the above, an effort will be made to coordinate aid to the applicant states as regards EU-internal, cross-border and intergovernmental cooperation (Takis, Interreg) so that this aid constitutes a coordinated whole.**

(Amendment 2)

*Article 3, 3rd indent (new)*

– **measures in the sector of training and professional retraining for those areas and sectors in which the recipient states must adopt conversion and restructuring measures in some industrial sectors in order to comply with the objectives of the partnerships for accession;**

(Amendment 3)

*Article 4*

1. Funding under the PHARE programme shall focus on the main priorities for the adoption of the 'acquis communautaire', i.e. building up the administrative and institutional capacities of the applicant states and investment, except for the type of investments covered by the two instruments referred to in Articles 2 and 3.

2. However, PHARE funding may also be used to finance the measures in the fields of environment, transport and agricultural and rural development which form an indispensable part of integrated industrial reconstruction or regional development programmes.

1. Funding under the PHARE programme shall focus on the main priorities for the adoption of the 'acquis communautaire', i.e. **consolidating the rule of law and democracy, with particular reference to strict respect for individual rights, swift, impartial justice and judicial and police cooperation, particularly on measures to combat organised crime and on external border controls**, building up the administrative and institutional capacities of the applicant states – **giving adequate consideration to local and regional administrations** – and investment, except for the type of investments covered by the two instruments referred to in Articles 2 and 3.

2. However, PHARE funding may also be used to finance the measures in the fields of environment, transport and agricultural and rural development which form an indispensable part of integrated industrial reconstruction or regional development programmes.

**2a. Aid for the improvement of nuclear safety shall be implemented in accordance with the Phare regulation.**

(\*) OJ C 329, 27.10.1998, p. 13.



Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 4)

*Article 7*

Beneficiary states shall contribute to the financing of investments.

Beneficiary States shall **be systematically required to** contribute to the financing of investments **in order to optimise the economic impact of Community operations implemented under the three instruments referred to in this Regulation.**

(Amendment 5)

*Article 9*

1. *The Commission shall be responsible for coordinating operations under the three instruments, and in particular for establishing the pre-accession aid guidelines for each country. It is assisted, for this purpose, by the committee set up by Regulation (EEC) No 3906/89, as last amended by Regulation (EC) No 753/96, in accordance with the following procedure.*

**The coordination of the actions or measures covered by this Regulation shall be the task of the committee provided for in Article 9 of Council Regulation (EEC) No 3906/89.**

2. *The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft, within a time limit which the chairman may lay down according to the urgency of the matter, if necessary by taking a vote.*

3. *The opinion shall be recorded in the minutes; in addition each Member State shall have the right to ask to have its position recorded in the minutes.*

4. *The Commission shall take the utmost account of the opinion delivered by the committee. It shall inform the committee of the manner in which its opinion has been taken into account.*

(Amendment 6)

*Article 10*

The Commission shall ensure coordination and coherence between operations undertaken pursuant to this Regulation under the Community budget, *operations* funded by the European Investment Bank or other financial instruments of the Community, and operations funded by international financial institutions.

The Commission shall ensure coordination and coherence between operations undertaken pursuant to this Regulation under the Community budget, **those funded by the Member States and those** funded by the European Investment Bank or other financial instruments of the Community, and operations funded by international financial institutions.

(Amendment 7)

*Article 11(2)*

2. Pre-accession aid shall also cover expenditure relating to the monitoring, inspection and evaluation of operations.

2. Pre-accession aid shall also cover expenditure relating to the monitoring, inspection and evaluation of operations, **with- in the limit established in the budgetary decisions.**

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 8)

*Article 11(3a) (new)*

**3a. The Council and the European Parliament shall receive annual reports and special monitoring and evaluation reports, and they shall be informed, as the need arises, of the work of the Coordination Committee (commitology).**

(Amendment 9)

*Article 12(3)*

3. The Commission shall adopt rules governing inspection and evaluation.

3. The Commission, **in cooperation with the Budgetary Authority**, shall adopt rules governing inspection and evaluation.

(Amendment 10)

*Article 13*

Every *two years* the Commission shall present a report on the overall pre-accession aid for each country to the Council and to Parliament.

Every **year** the Commission shall present a report on the overall pre-accession aid for each country to the Council and to Parliament.

**Legislative resolution embodying Parliament's opinion on the amended proposal for a Council Regulation (EC) on coordinating aid to the applicant countries in the framework of the pre-accession strategy (COM(98)0551 – C4-0606/98 – 98/0094(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council (COM(98)0150) <sup>(1)</sup> and the amended Commission proposal (COM(98)0551 – 98/0094(CNS)) <sup>(2)</sup>,
- having been consulted by the Council pursuant to Article 235 (now Article 308) of the EC Treaty (C4-0273/98 and C4-0606/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to its opinion of 19 November 1998 on the amended Commission proposal <sup>(3)</sup>,
- having regard to the second report of the Committee on Foreign Affairs, Security and Defence Policy and the opinions of the Committee on Budgets, the Committee on External Economic Relations, the Committee on Employment and Social Affairs, the Committee on Regional Policy, the Committee on the Environment, Public Health and Consumer Protection, the Committee on Culture, Youth, Education and the Media, the Committee on Civil Liberties and Internal Affairs and the Committee on Budgetary Control (A4-0191/99),

<sup>(1)</sup> OJ C 140, 5.5.1998, p. 26.

<sup>(2)</sup> OJ C 329, 27.10.1998, p. 13.

<sup>(3)</sup> OJ C 379, 7.12.1998, p. 139.

Thursday 6 May 1999

1. Approves the amended Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
5. Instructs its President to forward this opinion to the Council and Commission.

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(j) **A4-0214/99**

**Proposal for a Council Regulation on Community Support for Pre-Accession measures for Agriculture and Rural Development in the applicant countries of Central and Eastern Europe in the Pre-Accession period (COM(98)0153 – C4-0244/98 – 98/0100(CNS))**

The proposal was approved with the amendments adopted on 19 November 1998 <sup>(1)</sup>.

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<sup>(1)</sup> OJ C 379, 7.12.1998, p. 156.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation on Community Support for Pre-Accession measures for Agriculture and Rural Development in the applicant countries of Central and Eastern Europe in the Pre-Accession period (COM(98)0153 – C4-0244/98 – 98/0100(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council (COM(98)0153 – 98/0100(CNS)) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 235 (now Article 308) of the EC Treaty (C4-0244/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Agriculture and Rural Development and the opinions of the Committee on Budgets, the Committee on External Economic Relations, the Committee on Regional Policy, the Committee on Employment and Social Affairs and the Committee on the Environment, Public Health and Consumer Protection (A4-0383/98),
- having regard to the second report of the Committee on Agriculture and Rural Development (A4-0214/99)

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Notes the amendments made to the Commission proposal by the European Council of 24-26 March 1999;
3. Instructs its President to forward this opinion to the Council and Commission.

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<sup>(1)</sup> OJ C 150, 16.5.1998, p. 14.

Thursday 6 May 1999

(k) A4-0238/99

**Proposal for a Council Regulation establishing an Instrument for Structural Policies for Pre-Accession (COM(98)0138 – C4-0301/98 – 98/0091(CNS))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 1a (new)*

**Whereas all the other countries included in the accession process should also benefit from similar programmes within the legal and contractual framework of their relations with the European Union;**

(Amendment 2)

*Recital 7*

Whereas *an appropriate* balance must be struck between financing for transport infrastructure measures and financing for environmental measures;

Whereas a balance **appropriate to the initial situation of each applicant country** must be struck between financing for transport infrastructure measures and financing for environmental measures; **whereas the latter should represent 50% of the total appropriations by 2006;**

(Amendment 3)

*Recital 8a (new)*

**Whereas, when Community assistance is being granted under ISPA, local and regional authorities should play a more active role so as to enable the adjustment process to proceed more satisfactorily;**

(Amendment 4)

*Recital 12a (new)*

**Whereas what is required of the applicant countries in the area of monitoring and evaluation (cf. Annex III) should not exceed the obligations that the current Member States have to fulfil;**

(Amendment 5)

*Recital 13*

Whereas, in the interest of the proper management of Community assistance granted under ISPA, provision should be made for effective methods of appraising, monitoring, evaluating and controlling operations, specifying the principle governing the evaluation, defining the nature of and the rules governing the monitoring, and laying down the action to be taken in response to irregularities or failures to comply with one of the conditions laid down when assistance under ISPA was granted;

Whereas, in the interest of the proper management of Community assistance granted under ISPA, provision should be made for effective methods of appraising, monitoring, evaluating and controlling operations, specifying the principle governing the evaluation, defining the nature of and the rules governing the monitoring, and laying down the action to be taken in response to irregularities or failures to comply with one of the conditions laid down when assistance under ISPA was granted, **particularly in the event of failure to comply with the strategic priorities or to meet the requirements of sustainable development;**

(\*) OJ C 164, 29.5.1998, p. 4.

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 6)

*Recital 13a (new)*

**Whereas the Commission must take full account (cf. Annex III, E) of the development and needs of the applicant countries, which calls for flexibility and the greatest possible transparency and also means that the European Parliament and the European Court of Auditors must be kept fully informed; whereas, like all other structural policy measures, ISPA, too, must reflect the principle of equal opportunities set out in the Fourth Action Programme and take account of gender mainstreaming in all policy areas and activities of the European Union and the Member States; and whereas women must become actively involved in the decision-making process as a whole;**

(Amendment 7)

*Article 1(1), 2nd paragraph*

ISPA shall provide assistance to contribute to the preparation for accession to the European Union of the following applicant countries: Bulgaria, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Poland, Romania, Slovakia and Slovenia, hereinafter referred to as the 'beneficiary countries', in the *area* of economic and social cohesion, in particular concerning environment and *transport* policies in accordance with the provisions of this Regulation.

ISPA shall provide assistance to contribute to the preparation for accession to the European Union of the following applicant countries: Bulgaria, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Poland, Romania, Slovakia and Slovenia, hereinafter referred to as the 'beneficiary countries', in **accordance with the priority objective** of economic and social cohesion **and the promotion of environmentally sustainable development**, in particular concerning environment and **mobility** policies in accordance with the provisions of this Regulation.

(Amendment 8)

*Article 2(2)(a)*

(a) environmental measures enabling the beneficiary countries to comply with the requirements of Community environmental law and with the objectives of the Accession Partnerships;

(a) environmental measures enabling the beneficiary countries to comply with the requirements of Community environmental law and with the objectives of the Accession Partnerships. **The measures shall be based on a thorough investigation of the environmental situation in each country and shall be concerned with the following priorities:**

- **combating water and air pollution,**
- **waste management,**
- **gradual alignment of environmental provisions with the *acquis communautaire*,**
- **conformity of all new investment with the *acquis communautaire*, in order to establish the precautionary principle in this area,**
- **measures to prevent further pollution of the environment,**
- **conservation and restoration of biodiversity,**
- **energy supply measures which contribute to environmentally benign development and conserve resources,**
- **nature conservation;**

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 9)

*Article 2(2)(b)*

(b) transport infrastructure measures which promote sustainable mobility, and in particular *those* that constitute projects of common interest based on the criteria of Decision No 1692/96/EC *and those* which enable the beneficiary countries to *comply with the objectives of the Accession Partnerships; this includes inter-connection and interoperability of national networks as well as with the trans-European networks together with access to such networks.*

(b) transport infrastructure measures which promote **environmentally** sustainable mobility, and in particular:

- (i) **measures** that constitute projects of common interest based on the criteria of Decision No 1692/96/EC;
- (ii) **projects which seek to improve interoperability, intermodality and interregional cohesion as well as reduce and stabilise mobility demand;**
- (iii) **access to the corridors and to each of the areas covered by the pan-European transport policy;**
- (iv) **measures** which enable the beneficiary countries to **facilitate the implementation of Community transport legislation.**

(Amendment 10)

*Article 2(2), 2nd subparagraph*

Measures shall be of a sufficient scale to have a significant impact in the field of environmental protection or in the improvement of transport infrastructure networks. The total cost of each measure shall in principle not be less than EUR 5 million.

Measures shall be of a sufficient scale to have a significant impact in the field of environmental protection or in the improvement of transport infrastructure networks. **Save in duly substantiated exceptional cases,** the total cost of each measure shall in principle not be less than EUR 5 million.

(Amendment 11)

*Article 2(4a) (new)*

**4a. The Community shall take great care to ensure that disproportionate concentration of aid to road transport to the detriment of the other modes of transport is avoided.**

(Amendment 12)

*Article 3, 2nd paragraph*

The annual appropriations shall be authorised by the budgetary authority within the limits of the financial perspectives.

The annual appropriations shall be authorised by the budgetary authority within the limits of the financial perspectives, **in compliance with the principles of sound financial management established by Article 2 of the Financial Regulation.**

(Amendment 13)

*Article 5(1)*

1. Measures financed by the Community under ISPA shall comply with the provisions set out in the Europe Agreements, including the implementing rules for the application of the provisions on State aids, and shall contribute to the achievement of Community policies, particularly those concerning environmental protection and improvement, transport and trans-European networks.

1. Measures financed by the Community under ISPA shall comply with the provisions set out in the Europe Agreements, including the implementing rules for the application of the provisions on State aids **and Community legislation on public procurement,** and shall contribute to the achievement of Community policies, particularly those concerning environmental protection and improvement, transport and trans-European networks.

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 14)

*Article 5(3)*

3. The Commission shall seek coordination and consistency between measures undertaken in the beneficiary countries pursuant to this Regulation and the operations of the European Bank for Reconstruction and Development (EBRD), the World Bank and other such financial institutions.

3. The Commission shall seek coordination and consistency between measures undertaken in the beneficiary countries pursuant to this Regulation and the **bilateral** operations of the **Member States**, the European Bank for Reconstruction and Development (EBRD), the World Bank and other such financial institutions.

(Amendment 15)

*Article 6(4)*

4. Preliminary studies and technical support measures may be financed exceptionally at 100% of the total cost.

4. Preliminary studies and technical support measures **pertain- ing to projects deserving promotion and general technical assistance to national, regional and local authorities, including environmental authorities in the applicant coun- tries**, may be financed exceptionally at 100% of the total cost.

(Amendment 16)

*Article 7(2)*

2. The beneficiary countries shall submit applications for assistance to the Commission. However, the Commission may grant assistance pursuant to Article 2(4) on its own initiative.

2. The beneficiary countries shall submit applications for assistance to the Commission. However, the Commission may grant assistance pursuant to Article 2(4) on its own initiative, **where there is an overriding Community interest.**

(Amendment 17)

*Article 8(3), 1st subparagraph a, b and c (new)*

**Where the payment takes the form of an advance, it shall be reimbursed by the payment authority if no payment request is sent to the Commission within 18 months of the decision.**

**It is first and foremost the beneficiary countries that are responsible for prosecuting irregularities, for determining the implications of any substantial change in the nature of or the conditions for the implementation or monitoring of a measure and for making the necessary financial adjustments, although this does not exclude the responsibility of the Commission.**

**Where the Commission considers that a beneficiary country has failed to comply with its obligations, it shall suspend the intermediate payments concerned and ask the beneficiary country to submit its observations within a specified period. At the end of that period, and in the absence of any adjustments by the beneficiary country, the Commission shall reduce the advance or cancel all or part of the contribution concerned.**

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 18)

*Article 9(1)(b)*

(b) to verify on a regular basis that the measures financed by the Community have been properly carried out;

(b) to verify on a regular basis that the measures financed by the Community have been properly carried out **and that internal measures have been implemented in compliance with the principles of sound financial management;**

(Amendment 19)

*Article 9(1)(da) (new)***(da) to check regularly that the measures financed by the Community are contributing to the development of the region and are not perpetuating inefficient and environmentally damaging structures.**

(Amendment 20)

*Article 9(1)(db) (new)***(db) to submit an annual evaluation report.**

(Amendment 21)

*Article 9(4)*

4. The financing memorandum shall also contain provisions concerning the reduction, suspension and cancellation of assistance where the implementation of a measure does not justify either a part or the whole of the assistance allocated.

4. The financing memorandum shall also contain provisions concerning the reduction, suspension and cancellation of assistance where the implementation of a measure does not justify either a part or the whole of the assistance allocated, **particularly where insufficient account was actually taken of the strategic priorities by the applicant countries and where, with particular reference to saving resources and the requirements of sustainable development, strict coherence of the projects was not observed, particularly where efficient administrative, monitoring, follow-up and assessment systems were not introduced.**

(Amendment 22)

*Article 12, 2nd paragraph*The European Parliament shall deliver an opinion on the report *as soon as possible*. The Commission shall report on the manner in which that opinion has been taken into account.The European Parliament shall deliver an opinion on the report **within three months**. The Commission shall report on the manner in which that opinion has been taken into account.

(Amendment 23)

*Article 12, 2nd paragraph a (new)***In the annual report for the following year, the Commission shall report on the manner in which that opinion has been taken into account.**

(Amendment 24)

*Article 12, 2nd paragraph b (new)***In 2003, the Commission shall draw up a mid-term review of the implementation of ISPA. At the same time, if necessary, it shall present proposed amendments to the legal provisions then in force, which it shall submit to the European Parliament, the Economic and Social Committee and the Committee of the Regions for their opinions.**



Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 25)

*Article 14, 1st paragraph*

In implementing this Regulation, the Commission shall be assisted by a committee of an advisory nature composed of representatives of the Member States and chaired by the representative of the Commission. The European Investment Bank shall appoint a non-voting representative.

In implementing this Regulation, the Commission shall be assisted by a committee of an advisory nature composed of representatives of the Member States and chaired by the representative of the Commission. The European Investment Bank shall appoint a non-voting representative. **The beneficiary countries shall be kept regularly informed of the work of the committee.**

(Amendment 26)

*Annex I(4)*

4. a cost-benefit analysis, including the direct and indirect effects on employment;

4. a cost-benefit analysis, including the direct and indirect effects on employment, **which must be quantified where this is possible;**

(Amendment 27)

*Annex I(6)*

6. information on the place and priority of the measure within the national environmental strategy as laid down in the national programme for the adoption of the *acquis communautaire*;

6. information on the place and priority of the measure within the national environmental strategy as laid down in the national programme for the adoption of the **acquis communautaire, and on the participation of women in all stages of the decision-making process;**

(Amendment 28)

*Annex I(7)*

7. information on the national transport development strategy and the place and priority of the measures within that strategy;

7. information on the national transport development strategy and the place and priority of the measures within that strategy, **including the degree of consistency with the guidelines for the trans-European networks and the pan-European transport policy;**

(Amendment 29)

*Annex I(8a) (new)*

**8a. details on compliance with basic employee rights and on consideration of groups that are particularly socially disadvantaged;**

(Amendment 30)

*Annex II(A)(I)*

1. their economic and social benefits, including their potential for leverage of private financing, which shall be commensurate with the resources deployed; an assessment shall be made in the light of a cost-benefit analysis;

1. their economic and social benefits, **in terms of employment policy**, including their potential for leverage of private financing, which shall be commensurate with the resources deployed; an assessment shall be made in the light of a cost-benefit analysis;

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 31)

*Annex III(D)(4)(ea) (new)***(ea) the impact of the measures in terms of job creation.**

(Amendment 32)

*Annex III(F)*

F. 'Ex-post' evaluation shall cover the utilisation of resources and the effectiveness and efficiency of assistance and its impact. It shall cover the factors contributing to the success or failure of implementation of measures and the achievements and results. After the completion of measures, the Commission and the beneficiary countries shall therefore evaluate the manner, including the efficient and effective use of resources, in which they have been carried out. The evaluation shall also cover the actual impact of their implementation in order to assess whether the original objectives have been achieved. This evaluation shall, inter alia, address the contribution made by measures to the implementation of Community policies on the environment or to the contribution of trans-European networks and common transport policies, and *they* shall also assess the environmental impact *of the measures*.

F. 'Ex-post' evaluation shall cover the utilisation of resources and the effectiveness and efficiency of assistance and its impact. It shall cover the factors contributing to the success or failure of implementation of measures and the achievements and results. After the completion of measures, the Commission and the beneficiary countries shall therefore evaluate the manner, including the efficient and effective use of resources, in which they have been carried out. The evaluation shall also cover the actual impact of their implementation in order to assess whether the original objectives have been achieved. This evaluation shall, inter alia, address the contribution made by measures to the implementation of Community policies on the environment or to the contribution of trans-European networks and common transport policies, and shall also assess **their short- and long-term consequences for social and employment policies as well as their** environmental impact.

(Amendment 33)

*Annex IV(2)*

2. the contribution which the Community assistance under ISPA made to the efforts of the beneficiary countries to implement Community environment policy *and to strengthen trans-European transport infrastructure networks*; the balance between measures in the field of the environment and measures relating to transport infrastructure;

2. the contribution which the Community assistance under ISPA made to the efforts of the beneficiary countries to implement Community environment policy, **the common transport policy and policy on trans-European networks**; the balance between measures in the field of the environment and measures relating to transport infrastructure;

(Amendment 34)

*Annex IV(2a) (new)***2a. the impact on employment of the measures financed;**

(Amendment 35)

*Annex IV(3)*

3. assessment of the compatibility of operation of Community assistance under ISPA with Community policies, including those concerning environmental protection, transport, competition and the award of public contracts;

3. assessment of the compatibility of operation of Community assistance under ISPA with Community policies, including those concerning environmental protection, transport, competition, **employment and social affairs, as well as** the award of public contracts;

Thursday 6 May 1999

TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 36)

*Annex IV(3a) (new)***3a. a breakdown of the measures in the infrastructure sector by mode of transport;****Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation establishing an Instrument for Structural Policies for Pre-Accession (COM(98)0138 – C4-0301/98 – 98/0091(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0138 – 98/0091(CNS) <sup>(1)</sup>,
  - having regard to the Commission communication to the Council on Agenda 2000: Instrument for Structural Policies for Pre-Accession (ISPA), assistance to the applicant countries (COM(98)0182),
  - having been consulted by the Council pursuant to Article 235 (now Article 308) of the EC Treaty (C4-0301/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Regional Policy and the opinions of the Committee on Budgets, the Committee on External Economic Relations, the Committee on Employment and Social Affairs, the Committee on Transport and Tourism, the Committee on the Environment, Public Health and Consumer Protection and the Committee on Women's Rights (A4-0382/98),
  - whereas the changes made by the European Council of 24 to 26 March 1999 are consistent with the amendments adopted by Parliament on 19 November 1998,
  - having regard to the second report of the Committee on Regional Policy (A4-0238/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 164, 29.5.1998, p. 4.**(I) A4-0146/99****Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation (EC, Euratom) amending Council Regulation (EC, Euratom) No 2728/94 establishing a Guarantee Fund for external actions (COM(98)0168 – C4-0302/98 – 98/0117(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council in the form on which political agreement has been reached in Council (COM(98)0168 – 98/0117 (CNS)),
- having been consulted by the Council pursuant to Article 235 (now Article 308) of the EC Treaty and Article 203 of the EAEC Treaty (C4-0302/98),

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- having regard to the report on AGENDA 2000 submitted by the Council to the European Council meeting in Vienna on 11-12 December 1998 <sup>(1)</sup>,
  - having regard to the amendments adopted by the European Parliament at its sitting of 19 November 1998 <sup>(2)</sup>,
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Budgets (A4-0388/98),
  - having regard to the supplementary report of the Committee on Budgets (A4-0146/99),
1. Approves the Commission proposal in the form on which political agreement has been reached in Council;
  2. Asks to be consulted again should the Council intend to make substantial modifications to the text when it comes to adopt the act;
  3. Considers that it is not necessary to convene the conciliation committee given that Council has taken account of Parliament's amendments;
  4. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> Document 13621/98, Addendum 5 of 7.12.1998.

<sup>(2)</sup> OJ C 379, 7.12.1998, p. 155.

(m) A4-0229/99

**Proposal for a Council Regulation on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) (COM(98)0158 – C4-0297/98 – 98/0102 (CNS))**

The proposal was approved with the amendments adopted on 19 November 1998 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Article 2, introduction*

Support for rural development, related to farming activities and their conversion, may concern:

Support for rural development, **mainly** related to **multifunctional** farming activities and their conversion, may concern:

*(Replaces Amendments 8 and 133 adopted on 19 November 1998)*

(Amendment 2)

*Annex, table, Article 8(2)*

Article	Subject	ECU
8(2)	Setting-up aid	25 000

Article	Subject	ECU
8(2)	Setting-up aid	<b>30 000</b>

*(Replaces Amendment 111 adopted on 19 November 1998)*

<sup>(1)</sup> OJ C 379, 7.12.1998, p. 241.

(\*) OJ C 170, 4.6.1998, p. 67.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 3)

*Annex, table, Article 15(3)*

Article	Subject	ECU	
15(3)	Minimum compensatory allowance	40	per hectare
	Maximum compensatory allowance	200	per hectare

Article	Subject	ECU	
15(3)	Minimum compensatory allowance	<b>100</b>	per hectare
	Maximum compensatory allowance	<b>400</b>	per hectare
	Maximum compensatory allowance	<b>300</b>	<b>per hectare per hectare per hectare if the areas in question are to be used for livestock feeding purposes</b>

*(Replaces Amendment 112 adopted on 19 November 1998)*

(Amendment 4)

*Annex, table, Article 30(2)*

Article	Subject	ECU	
30(2)	Minimum compensatory payment	40	per hectare
	Maximum compensatory payment	120	per hectare

Article	Subject	ECU	
30(2)	Minimum compensatory payment	<b>60</b>	per hectare
	Maximum compensatory payment	<b>150</b>	per hectare

*(Replaces Amendment 113 adopted on 19 November 1998)*

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation on support for rural development from the European Agricultural Guidance and Guarantee Fund (EAGGF) (COM(98)0158 – C4-0297/98 – 98/0102 (CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0102 (CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0297/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Agriculture and Rural Development and the opinions of the Committee on Employment and Social Affairs, the Committee on Regional Policy, the Committee on Research, Technological Development and Energy, the Committee on the Environment, Public Health and Consumer Protection, the Committee on Budgetary Control, the Committee on Fisheries and the Committee on Women's Rights (A4-0405/98),
- having regard to the second report of the Committee on Agriculture and Rural Development (A4-0229/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 170, 4.6.1998, p. 67.

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(n) A4-0213/99

**Proposal for a Council Regulation on the financing of the common agricultural policy (COM(98)0158 – C4-0298/98 – 98/0112(CNS))**

The proposal was adopted with the amendments of 28 January 1999 <sup>(1)</sup>

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 1(a).

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation on the financing of the common agricultural policy (COM(98)0158 – C4-0298/98 – 98/0112(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0112(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0298/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Agriculture and Rural Development and the opinions of the Committee on Budgets and the Committee on Regional Policy (A4-0444/98),
- having regard to the second report of the Committee on Agriculture and Rural Development (A4-0213/99)

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Notes the amendments made to the Commission proposal made by the European Council of 24 to 26 March 1999;
3. Instructs its President to forward this opinion to the Council and Commission.

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<sup>(1)</sup> OJ C 170, 4.6.1998, p. 85.

(o) A4-0231/99

**Proposal for a Council Regulation establishing common rules for direct support schemes under the common agricultural policy (COM(98)0158 – C4-0299/98 – 98/0113(CNS))**

The proposal was approved with the amendments adopted on 28 January 1999 <sup>(1)</sup>.

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<sup>(1)</sup> Minutes of that sitting, Part II, Item 1(b).

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation establishing common rules for direct support schemes under the common agricultural policy (COM(98)0158 – C4-0299/98 – 98/0113(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0113(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0299/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Agriculture and Rural Development and the opinions of the Committee on Budgets, the Committee on Regional Policy, the Committee on the Environment, Public Health and Consumer Protection and the Committee on Budgetary Control (A4-0480/98),
- having regard to the second report of the Committee on Agriculture and Rural Development (A4-0231/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 170, 4.6.1998, p. 93.

**(p) A4-0212/99**

**Proposal for a Council Regulation on the common organisation of the market in beef and veal (COM(98)0158 – C4-0294/98 – 98/0109(CNS))**

The proposal was approved with the amendments adopted on 28 January 1999 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Article 24a (new)*

**Article 24a**

**1. The intervention measures taken to avoid or cushion a substantial fall in prices shall consist in buying-in operations by the intervention agencies.**

**Such intervention measures may be taken in respect of adult bovine animals and in respect of fresh or chilled meat from such animals presented as carcasses, half carcasses, compensated quarters, forequarters or hindquarters, classified in accordance with the Community grading scale laid down in Regulation (EEC) No 1208/81.**

<sup>(1)</sup> Minutes of that sitting, Part II, Item 1(c).

(\*) OJ C 170, 4.6.1998, p. 13.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

2. Where the conditions laid down in paragraph 3 are met, buying-in by intervention agencies in one or more Member States or in a region of a Member State of one or more categories, qualities or quality groups, to be determined, of fresh or chilled meat falling within CN codes 0201 10 00 and 0201 20 20 to 0201 20 50 originating in the Community may be organised under tender procedures arranged with a view to ensuring reasonable support of the market, having regard to seasonal developments as regards slaughterings.

Such buying-in may not cover more than 350 000 tonnes per year and for the Community as a whole.

The Council may amend this quantity, acting by a qualified majority on a proposal from the Commission.

3. For each quality or quality group that may be bought in, the tender procedures may be opened as provided in paragraph 8 whenever, in a Member State or in a region of a Member State, the following two conditions are both met for a period of two consecutive weeks:

- the average Community market price recorded on the basis of the Community grading scale for the carcasses of adult bovine animals is less than 84% of the intervention price,
- the average market price recorded on the basis of the said scale in the Member State or States or regions of a Member State is less than 80% of the intervention price.

The intervention price shall be set at:

- EUR 3 475 per tonne for the period from 1 January until 30 June 2000,
- EUR 3 301,24 per tonne for the period from 1 July 2000 until 30 June 2002.

4. Tender arrangements for one or more qualities or quality groups shall be suspended in any one of the following two situations:

- where, for two consecutive weeks, the two conditions referred to in paragraph 3 are no longer both met,
- where buying-in is no longer appropriate in view of the criteria set out in paragraph 2.

5. Intervention shall also be opened if, for a period of two consecutive weeks, the average Community market price of young uncastrated male animals less than two years old or castrated male animals, recorded on the basis of the Community grading scale for carcasses of adult bovine animals, falls short of 78% of the intervention price, and if in a Member State or regions of a Member State, the average market price of young uncastrated male animals less than two years old or castrated male animals, recorded on the basis of the Community grading scale for carcasses of adult bovine animals, falls short of 60% of the intervention price; in this case, buying-in shall take place for the categories concerned in the Member States or regions of a Member State where the price level is below that limit.



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

For this buying-in, and without prejudice to paragraph 6, all offers shall be accepted.

The quantities bought in pursuant to this paragraph shall not be taken into account for the purposes of applying the buying-in ceiling referred to in paragraph 2.

6. Only offers equal to or less than the average market price recorded in a Member State or a region of a Member State and increased by an amount to be determined on the basis of objective criteria may be accepted under the buying-in systems referred to in paragraphs 2 and 5.

7. For each quality or quality group eligible for intervention, the buying-in prices and the quantities accepted for intervention shall be determined under tender procedures and may, in special circumstances, be fixed per Member State or per region of a Member State on the basis of recorded average market prices. The tender procedures must ensure equality of access for all persons concerned. They shall be opened on the basis of specifications to be determined taking commercial structures into account, where necessary.

8. Under the procedure provided for in Article 39:

- the categories, qualities or quality groups of products eligible for intervention shall be determined,
- the opening or reopening of tender procedures and their suspension in the case referred to in the last indent of paragraph 4 shall be decided,
- the buying-in prices and the quantities accepted for intervention shall be fixed,
- the amount of the increase referred to in paragraph 6 shall be determined,
- the procedures implementing this Article, and in particular those designed to prevent market prices spiralling downward, shall be adopted,
- any transitional provisions necessary for the implementation of these arrangements shall be adopted.

The Commission shall decide on:

- opening intervention as referred to in paragraph 5 and suspending it where one or more conditions laid down in that paragraph no longer apply,
- suspending buying-in as referred to in the first indent of paragraph 4.

With effect from 1 July 2002 an automatic 'security net' intervention system shall be established. If the average market price for bulls and steers in a Member State (or in a region of a Member State) is less than EUR 2000/tonne, calls for tender for buying shall be organised by the Commission in that Member State using the management committee procedure.

*(Replaces Amendments 92, 93, 114 and 118 adopted at the sitting of 28 January 1999)*

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation on the common organisation of the market in beef and veal (COM(98)0158 – C4-0294/98 – 98/0109(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0109(CNS) <sup>(1)</sup>,
  - having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0294/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Agriculture and Rural Development (A4-0494/98),
  - having regard to the second report of the Committee on Agriculture and Rural Development (A4-0212/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
  3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 170, 4.6.1998, p. 13.

(q) A4-0232/99

**I.**

**Proposal for a Council Regulation on the common organisation of the market in milk and milk products (COM(98)0158 – C4-0295/98 – 98/0110(CNS))**

The proposal was approved with the amendments adopted on 28 January 1999 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Article 24a (new)*

**Article 24a**

**The Commission shall submit a report by 31 December 2002 on the application of this regulation. It shall present:**

- proposals enabling the percentage, in relation to the target price for milk for the levy payable if the individual milk quota is exceeded to be set annually for the forthcoming 12-month period (greater flexibility in the superlevy),
- proposals for the structure of the COM with regard to the quota arrangements as soon as possible, and

<sup>(1)</sup> Minutes of that sitting, Part II, Item 1(d).

(\*) OJ C 170, 4.6.1998, p. 38.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

- **proposals for adapting these measures to market and storage conditions with regard to milk products intended for the manufacture of cheese.**

(Replaces Amendment 45 adopted on 28 January 1999)

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation on the common organisation of the market in milk and milk products (COM(98)0158 – C4-0295/98 – 98/0110(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0110(CNS) <sup>(1)</sup>,
  - having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0295/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Agriculture and Rural Development (A4-0446/98),
  - having regard to the second report of the Committee on Agriculture and Rural Development (A4-0232/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
  3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 170, 4.6.1998, p. 38.

**II.**

**Proposal for a Council Regulation amending Regulation (EEC) No 3950/92 establishing an additional levy in the milk and milk products sector (COM(98)0158 – C4-0296/98 – 98/0111 (CNS))**

The proposal was approved with the amendments adopted on 28 January 1999 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)AMENDMENTS  
BY PARLIAMENT

(Amendment 2)

*ARTICLE 1(1a) (new)*

*Article 1, 2nd paragraph (Regulation 3950/92)*

- 1a. Article 1, second paragraph is replaced by the following:**

**‘The levy shall be set at 115% of the target price for milk. However, the Council, acting on a proposal from**

<sup>(1)</sup> Minutes of that sitting, Part II, Item 1(d).

(\*) OJ C 170, 4.6.1998, p. 60.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

the Commission and after having consulted the European Parliament, may, in the light of the market situation, modify the amount of the levy with effect from the 2003/2004 milk year at the beginning of the corresponding 12-month period (1 April).'

(Replaces Amendment 7 adopted on 28 January 1999)

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation amending Regulation (EEC) No 3950/92 establishing an additional levy in the milk and milk products sector (COM(98)0158 – C4-0296/98 – 98/0111 (CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0111(CNS) <sup>(1)</sup>,
  - having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0296/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Agriculture and Rural Development (A4-0446/98),
  - having regard to the second report of the Committee on Agriculture and Rural Development (A4-0232/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
  3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C No 170, 4.6.1998, p. 60.

(r) **A4-0215/99**

**I.**

**Proposal for a Council Regulation amending Regulation (EEC) No 1766/92 on the common organisation of the market in cereals and repealing Regulation EEC No 2731/75 fixing standard qualities for common wheat, rye, barley, maize and durum wheat (COM(98)0158 – C4-0292/98 – 98/0107(CNS))**

The proposal was approved with the amendments adopted on 28 January 1999 <sup>(1)</sup>.

<sup>(1)</sup> Minutes of that Sitting, Part II, Item 1.

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation amending Regulation (EEC) No 1766/92 on the common organisation of the market in cereals and repealing Regulation EEC No 2731/75 fixing standard qualities for common wheat, rye, barley, maize and durum wheat (COM(98)0158 – C4-0292/98 – 98/0107(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0107 (CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0292/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Agriculture and Rural Development (A4-0496/98),
- having regard to the second report of the Committee on Agriculture and Rural Development (A4-0215/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 170, 4.6.1998, p. 1.

**II.**

**Proposal for a Council Regulation establishing a support system for producers of certain arable crops (COM(98)0158 – C4-0293/98 – 98/0108(CNS))**

The proposal was approved with the amendments adopted on 28 January 1999 <sup>(1)</sup> and the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Article 4a (new)*

**Article 4a**

**As regards oilseeds, the area payment shall be reduced to the basic level of payments per hectare for cereals in four successive phases:**

- EUR 86,43 per tonne for the 2000 harvest
- EUR 78,62 per tonne for the 2001 harvest
- EUR 70,81 per tonne for the 2002 harvest
- EUR 63,00 per tonne from the 2003 harvest onwards.

*(Replaces paragraph 1 of Amendment 28 adopted on 28 January 1999)*

<sup>(1)</sup> Minutes of that Sitting, Part II, Item 1.

(\*) OJ C 170, 4.6.1998, p. 4.

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TEXT PROPOSED  
BY THE COMMISSION

AMENDMENTS  
BY PARLIAMENT

(Amendment 2)

*Article 4b (new)*

**Article 4b**

**As regards linseeds, the area payment shall be reduced to the basic level of payments per hectare for cereals in four consecutive phases:**

- EUR 94,57 per tonne for the 2000 harvest
- EUR 84,04 per tonne for the 2001 harvest
- EUR 73,52 per tonne for the 2002 harvest
- EUR 63,00 per tonne from 2003 onwards

*(Replaces paragraph 2 of Amendment 28 adopted on 28 January 1999)*

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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation establishing a support system for producers of certain arable crops (COM(98)0158 – C4-0293/98 – 98/0108 (CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0158 – 98/0108 (CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0293/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Agriculture and Rural Development and the opinions of the Committee on Budgets and the Committee on Research, Technological Development and Energy (A4-0496/98),
- having regard to the second report of the Committee on Agriculture and Rural Development (A4-0215/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
3. Instructs its President to forward this opinion to the Council and Commission.

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<sup>(1)</sup> OJ C 170, 4.6.1998, p. 4.

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(s) A4-0223/99

**Proposal for a Council Regulation on the common organisation of the market in wine  
(COM(98)0370 – C4-0497/98 – 98/0126(CNS))**

The proposal was approved with the amendments adopted on 11 February 1999 <sup>(1)</sup> and with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*TITLE IIIa and Article 38a (new)***TITLE IIIa****ACTION PROGRAMME 'VINE PRODUCTS AND HEALTH'****Article 38a**

**1. The action programme 'Vine products and health' shall comprise:**

- research into the effects of using wine and other vine products in the human diet;
- the provision of information to consumers through the dissemination of messages based on scientific data relating to wine; such information shall focus on types and forms of wine consumption which enhance the positive effects thereof;
- initiatives which promote moderate consumption and the appreciation of and the search for quality;
- structures which provide the various media with a permanent source of accurate technical information concerning the wine sector and which prevent erroneous messages and the harmful dissemination thereof;

**2. Expenditure resulting from the carrying out of the promotion initiatives referred to in paragraph 1 shall be regarded as intervention measures within the meaning of Article 3(1) of Regulation (EEC) No 729/70.**

*(Replaces Amendments 147, 148 and 149 adopted on 11 February 1999)*

(Amendment 2)

*Annex III(1)*

1. Wine-growing zone A comprises:

- (a) in Germany: the areas under vines other than those included in wine-growing zone B;
- (b) in Belgium: the Belgian wine-growing area;
- (c) in Luxembourg: the Luxembourg wine-growing region;
- (d) in the Netherlands: the Netherlands wine-growing areas;
- (e) in the United Kingdom: the United Kingdom wine-growing area.

1. Wine-growing zone A, **which cannot be extended to any other Member State**, comprises:

- (a) in Germany: the areas under vines other than those included in wine-growing zone B;
- (b) in Belgium: the Belgian wine-growing area;
- (c) in Luxembourg: the Luxembourg wine-growing region;
- (d) in the Netherlands: the Netherlands wine-growing areas;
- (e) in the United Kingdom: the United Kingdom wine-growing area.

<sup>(1)</sup> Minutes of that Sitting, Part II, Item 2.

(\*) OJ C 271, 31.8.1998, p. 21.

Thursday 6 May 1999

**Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation on the common organisation of the market in wine (COM(98)0370 final – C4-0497/98 – 98/0126(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, (COM(98)0370 – 98/0126 (CNS)) <sup>(1)</sup>,
  - having been consulted by the Council pursuant to Article 43 (now Article 37) of the EC Treaty (C4-0497/98),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Agriculture and Rural Development and the opinion of the Committee on Budgets (A4-0046/99),
  - having regard to the second report of the Committee on Agriculture and Rural Development (A4-0223/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Notes the amendments made to the Commission proposal by the European Council of 24 to 26 March 1999;
  3. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 271, 31.8.1998, p. 21.

## **18. Exposure of workers to explosive atmospheres \*\*\*II**

**A4-0155/99**

**Decision on common position (EC) No 13/99 adopted by the Council with a view to adopting a European Parliament and Council Directive on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (15th Individual Directive within the meaning of Article 16(1) of Council Directive 89/391/EEC) (13836/4/98 – C4-0003/99 – 95/0235(COD))**

(Codecision procedure: second reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending as at 1 May 1999 for which the entry into force of the Treaty of Amsterdam necessitates a change in legal basis and/or procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of proposals pending as at 1 May 1999 indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the common position of the Council (C4-0003/99) confirmed by the Council on 4 May 1999 <sup>(2)</sup>,
- having regard to its opinion at first reading <sup>(3)</sup> on the Commission proposal to the Council COM(95)0310 <sup>(4)</sup>, which was confirmed on 4 May 1999,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 55, 25.2.1999, p. 45.

<sup>(3)</sup> OJ C 198, 8.7.1996, p. 177.

<sup>(4)</sup> OJ C 332, 9.12.1995, p. 10.



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- having regard to the amended Commission proposal COM(97)0123 <sup>(1)</sup>,
  - having regard to Article 251(2) of the EC Treaty,
  - having regard to Rule 72 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Employment and Social Affairs (A4-0155/99),
1. Amends the common position as follows;
  2. Calls on the Commission to support Parliament's amendments in the opinion it is required to deliver pursuant to Article 251(2)(c) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments;
  4. Instructs its President to forward this decision to the Council and Commission.

<sup>(1)</sup> OJ C 184, 17.6.1997, p. 1.

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COMMON POSITION  
OF THE COUNCIL

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AMENDMENTS  
OF PARLIAMENT

(Amendment 2)

*Article 4a (new)*

**Article 4a**

**General obligations**

**To ensure the safety and health of workers, and in accordance with the basic principles of risk assessment and those laid down in Article 3, the employer shall take the necessary measures so that:**

- **where explosive atmospheres may arise in such quantities as to endanger the safety and health of workers, the working environment is such that workers can perform the work assigned to them without danger to their safety and health or to the safety and health of others,**
- **in working environments where explosive atmospheres may arise in such quantities as to endanger the safety and health of workers, appropriate supervision during the presence of workers is ensured in accordance with the risk assessment, for example by the use of monitoring devices and modern technical means.**

**Without prejudice to Article 5, where workers from several undertakings are present at the same workplace, each employer shall ensure appropriate supervision of its workers and one of the employers shall be designated as overall supervisor.**

(Amendment 3)

*Article 7, 2nd paragraph, 5th and 6th indents (new)*

- **that the workplace and work equipment, including warning devices, are designed, operated and maintained with due regard for safety;**
- **that in accordance with Directive 89/655/EEC, arrangements have been made for the safe use of work equipment.**

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(Amendment 4)

*Article 9a (new)***Article 9a****Vademecum**

**A vademecum setting out guidelines for possible ways of complying with the minimum requirements contained in this Directive shall be drawn up by the Commission in accordance with the procedure laid down under Article 17 of Directive 89/391/EEC. Modifications and supplements shall be subject to the same procedure.**

(Amendment 5)

*Article 9b (new)***Article 9b****Information to undertakings**

**Member States shall ensure that measures are taken to inform undertakings likely to be affected by the Directive, particularly small and medium-sized enterprises, of the provisions of the Directive. In this context Member States shall also ensure that the vademecum drawn up pursuant to Article 9a is widely distributed.**

(Amendment 6)

*Annex II(2.-1) (new)*

**2.-1. If an explosive atmosphere contains several types of flammable and/or combustible gases, vapours, mists or dusts, protective measures shall be appropriate to the greatest potential hazard.**

(Amendment 7)

*Annex II(2.7a) to (2.7c) (new)*

**2.7a. Where equipment and protective systems can give rise to a spread of additional risks in the event of a power failure, it must be possible to maintain them in a safe state of operation independently of the rest of the installation.**

**2.7b. Manual override must be possible in order to shut down the equipment and protective systems incorporated within automatic processes which deviate from the intended operating conditions, provided that this does not compromise safety.**

**Only workers competent to do so may take such action.**

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**2.7c. When the emergency shutdown system is actuated, accumulated energy must be dissipated as quickly and as safely as possible or isolated so that it no longer constitutes a hazard.**

(Amendment 8)

*Annex III, Warning sign*

Ex

**EX****19. Legal aspects of electronic trading \*\*\*I****A4-0248/99**

**Proposal for a European Parliament and Council Directive on certain legal aspects of electronic commerce in the internal market (COM(98)0586 – C4-0020/99 – 98/0325(COD))**

The proposal was approved with the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital 2*

(2) Whereas the development of electronic commerce within the Information Society offers significant employment opportunities in the Community, particularly in small and medium-sized enterprises, *and* will stimulate economic growth and investment in innovation by European companies;

(2) Whereas the development of electronic commerce within the Information Society offers significant employment opportunities in the Community, particularly in small and medium-sized enterprises, will stimulate economic growth and investment in innovation by European companies, **and can also enhance the competitiveness of European industry, provided that everyone has access to the Internet;**

Amendment 2

*Recital 2a (new)*

**(2a) Whereas Community law and the characteristics of the Community legal order are a vital asset to enable European citizens and operators to take full advantage, without consideration of borders, of the opportunities afforded by electronic commerce; whereas this Directive therefore has the purpose of ensuring a high level of Community legal integration in order to establish a real area without internal borders for information society services;**

(\*) OJ C 30, 5.2.1999, p. 4.

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TEXT PROPOSED  
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BY PARLIAMENT

(Amendment 3)

*Recital 4a (new)*

**(4a) Whereas, in order to ensure legal certainty and consumer confidence, this Directive must lay down a clear and uniform general framework to cover all the legal aspects of electronic commerce in the internal market;**

(Amendment 4)

*Recital 5a (new)*

**(5a) Whereas it is important to ensure that electronic commerce could fully benefit from the internal market and therefore that, as with the Television Without Frontiers Directive, a high level of Community integration should be achieved;**

(Amendment 5)

*Recital 5b (new)*

**(5b) Whereas, despite the global nature of electronic communications, coordination of national regulatory measures at European Union level is necessary in order to avoid fragmentation of the internal market, and for the establishment of an appropriate European regulatory framework as well as a common and strong negotiating position in international fora;**

(Amendment 6)

*Recital 5c (new)*

**(5c) Whereas, in order to allow the unhampered development of electronic commerce, the legal framework must be clear and simple, predictable and consistent with the rules applicable at international level so that it does not adversely affect the competitiveness of European industry or impede innovation in that sector;**

(Amendment 7)

*Recital 6*

(6) Whereas, in accordance with the principle of proportionality, the measures provided for in this Directive are strictly limited to the minimum needed to achieve the objective of the proper functioning of the internal market; whereas, where action at Community level is necessary, and in order to guarantee an area which is truly without internal frontiers as far as electronic commerce is concerned, the Directive must ensure a high level of protection of objectives of general interest, in particular consumer protection and the protection of public health; whereas according to Article 129 of the Treaty, the protection of public health is an essential component of other Community policies; whereas this Directive does not impact on the legal requirements applicable to the delivery of goods as such, nor those applicable to services which are not Information Society services;

(6) Whereas, in accordance with the principle of proportionality, the measures provided for in this Directive are strictly limited to the minimum needed to achieve the objective of the proper functioning of the internal market; whereas, where action at Community level is necessary, and in order to guarantee an area which is truly without internal frontiers as far as electronic commerce is concerned, the Directive must ensure a high level of protection of objectives of general interest, in particular **the protection of minors and human dignity**, consumer protection and the protection of public health; whereas according to Article 129 of the Treaty, the protection of public health is an essential component of other Community policies; whereas this Directive does not impact on the legal requirements applicable to the delivery of goods as such, nor those applicable to services which are not Information Society services;

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(Amendment 8)

*Recital 6a (new)*

**(6a) Whereas technological development has multiplied and diversified the vehicles for creation, production and operation; whereas the legal framework for Information Society services should not differ overly from the current rules on other ways of exploiting works so as not to create distortions of competition;**

(Amendment 9)

*Recital 7*

(7) Whereas this Directive does not aim to establish specific rules on international private law relating to conflicts of law or jurisdiction *and is therefore without prejudice to the relevant international conventions;*

(7) Whereas this Directive does not aim to establish specific rules on international private law relating to conflicts of law or jurisdiction;

(Amendment 10)

*Recital 9a (new)*

**(9a) Whereas Member States must, in accordance with Community law and with particular regard to Directives 95/46/EC <sup>(1)</sup> and 97/66/EC <sup>(2)</sup> of the European Parliament and the Council, lay down in their legislation that information society service-providers shall be able to provide all information of use in tracing and identifying providers of illegal content;**

<sup>(1)</sup> OJ L 281, 23.11.1995, p. 31.

<sup>(2)</sup> OJ L 24, 30.1.1998, p. 1.

(Amendment 11)

*Recital 11*

*(11) Whereas Article 10(2) of Directive 97/7/EC and Article 12(2) of European Parliament and Council Directive 97/66/EC of 15 December 1997 concerning the processing of personal data and the protection of privacy in the telecommunications sector address the issue of consent by receivers to certain forms of unsolicited commercial communication and are fully applicable to Information Society services;*

**(11) Whereas the sending of unsolicited commercial communications by e-mail may be inconvenient for consumers and Internet service providers and may disrupt the smooth functioning of the Internet; whereas the question of consent by recipients of certain forms of unsolicited commercial communications is addressed in Directives 97/7/EC and 97/66/EC; whereas these directives establish a minimum standard of protection against the sending of unsolicited commercial communications by e-mail and are fully applicable to Information Society services; whereas these directives require as a minimum that unsolicited commercial communications by e-mail cannot be sent if the recipient objects to such a practice; whereas the setting up of industry filtering initiatives, such as 'Robinson lists', should be encouraged and facilitated; whereas in addition**

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**it is necessary that in any event unsolicited commercial communications are clearly identifiable as such in order to improve transparency and to facilitate the functioning of such industry initiatives; whereas unsolicited commercial communications by e-mail should not result in additional costs for the recipient;**

(Amendment 12)

*Recital 14*

(14) Whereas, amongst others, Council Directive 93/13/EEC regarding unfair contract terms and Directive 97/7/EC, form a vital element for protecting consumers in contractual matters; whereas those directives also apply in their entirety to Information Society services; whereas that same Community 'acquis' also embraces Council Directive 84/450/EEC on misleading advertising, as amended by European Parliament and Council Directive 97/55/EC, Council Directive 87/102/EEC on consumer credit; as last amended by European Parliament and Council Directive 98/7/EC, Council Directive 90/314/EEC on package travel, package holidays and package tours, and European Parliament and Council Directive 98/6/EC on the indication of prices of products offered to consumers; whereas this Directive should be without prejudice to Directive 98/43/EC, adopted within the framework of the internal market, or to other directives on the protection of public health;

(14) Whereas, amongst others, Council Directive 93/13/EEC regarding unfair contract terms and Directive 97/7/EC, form a vital element for protecting consumers in contractual matters; whereas those directives also apply in their entirety to Information Society services; whereas that same Community 'acquis' also embraces Council Directive 84/450/EEC on misleading advertising, as amended by European Parliament and Council Directive 97/55/EC, Council Directive 87/102/EEC on consumer credit; as last amended by European Parliament and Council Directive 98/7/EC, Council Directive 90/314/EEC on package travel, package holidays and package tours, and European Parliament and Council Directive 98/6/EC on the indication of prices of products offered to consumers; whereas this Directive should be without prejudice to Directive 98/43/EC, adopted within the framework of the internal market, or to other directives on the protection of public health, **especially Council Directive 92/28/EEC<sup>(1)</sup> on the advertising of medicinal products for human use;**

<sup>(1)</sup> OJ L 113, 30.4.1992, p. 13.

(Amendment 13)

*Recital 15*

(15) Whereas the confidentiality of electronic messages is guaranteed by Article 5 of Directive 97/66/EC; whereas in accordance with that Directive Member States must prohibit any kind of interception or surveillance of such electronic messages by others than the senders and receivers;

(15) Whereas the confidentiality of electronic messages is guaranteed by Article 5 of Directive 97/66/EC; whereas in accordance with that Directive Member States must prohibit any kind of interception or surveillance of such electronic messages by others than the senders and receivers **and abstain from prohibiting or restricting the use of cryptographic methods or tools for protecting confidentiality or ensuring authenticity of the information transmitted or stored;**

(Amendment 14)

*Recital 16*

(16) Whereas existing and emerging disparities in Member States' legislation and case law concerning civil and criminal liability of service providers acting as intermediaries prevent the smooth functioning of the Internal Market, in particular by impairing the development of cross-border services and producing distortions of competition; whereas service providers

(16) Whereas existing and emerging disparities in Member States' legislation and case law concerning civil and criminal liability of service providers acting as intermediaries prevent the smooth functioning of the Internal Market, in particular by impairing the development of cross-border services and producing distortions of competition; whereas service providers

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have a duty to act, *under certain circumstances*, with a view to preventing or *ceasing* illegal activities; whereas the provisions of this Directive should constitute the appropriate basis for the development of rapid and reliable procedures for removing and disabling access to illegal information; whereas such mechanisms could be developed on the basis of voluntary agreements between all parties concerned; whereas it is in the interest of all parties involved in the provision of Information Society services to adopt and implement such procedures; whereas the provisions of this Directive relating to liability should not preclude the development and effective operation, by the different interested parties, of technical systems of protection and identification;

have a duty to act, with a view to preventing or **stopping** illegal activities; whereas the provisions of this Directive constitute the appropriate basis for the development of rapid and reliable procedures for removing and disabling access to illegal information; whereas such mechanisms could be developed on the basis of voluntary agreements between all parties concerned, **and encouraged by the Member States**; whereas it is in the interest of all parties involved in the provision of Information Society services to adopt and implement such procedures; whereas the provisions of this Directive relating to liability should not preclude **the development and operation, by Information Society service providers, of appropriate technical surveillance instruments made possible by digital technology** or the development and effective operation, by the different interested parties, of technical systems of protection and identification;

(Amendment 15)

*Recital 16a (new)*

**(16a) Whereas the directive on copyright in the Information Society should come into force within a time scale similar to that of this directive so as to ensure that the issue of liability of intermediaries for copyright infringements is addressed at Community level in a satisfactory manner;**

(Amendment 16)

*Recital 16b (new)*

**(16b) Whereas the effective exercise of the freedoms of the internal market makes it necessary to guarantee victims effective access to means of settling disputes; whereas damage which may arise in connection with Information Society services is characterised both by rapidity and by geographical extent; whereas in view of this specific character and the need to ensure that national authorities do not endanger the mutual confidence which they should have in one another, the Directive lays down the legal conditions to enable complaints to be lodged, both at law and otherwise, across borders and by electronic means;**

(Amendment 17)

*Recital 16c (new)*

**(16c) Whereas the definition of recipient of a service covers all types of usage of information society services, both by persons who provide information on the Internet and by persons who seek information on the Internet for private or professional reasons;**

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(Amendment 18)

*Recital 16d (new)*

**(16d) Whereas the Directive strikes a balance between the different interests at stake and establishes principles upon which industry agreements and standards can be based;**

(Amendment 19)

*Recital 16e (new)*

**(16e) Whereas, if the market is actually to operate by electronic means in the context of globalisation, the European Union and the major non-European areas must cooperate with a view to making laws and procedures compatible;**

(Amendment 20)

*Recital 16f (new)*

**(16f) Whereas electronic commerce offers the Member States an excellent means of providing public services in the cultural, educational and linguistic fields;**

(Amendment 21)

*Recital 19*

(19) Whereas as regards the derogation contained in this Directive regarding contractual obligations concerning contracts concluded by consumers, those obligations should be interpreted as including information on the essential elements of the content of the contract, including consumer rights, which have a determining influence on the decision to contract;

(19) Whereas as regards the derogation contained in this Directive regarding contractual obligations concerning contracts concluded by consumers, those obligations should be interpreted as including information on the essential elements of the content of the contract, including consumer rights, which have a determining influence on the decision to contract; **whereas that derogation may cover only contractual obligations concerning contracts concluded by consumers which have not been harmonised at Community level;**

(Amendment 22)

*Recital 20a (new)*

**(20a) Whereas cooperation with third countries should be strengthened in the area of electronic commerce, in particular with applicant countries and the European Union's transatlantic partners;**

(Amendment 23)

*Recital 22*

(22) Whereas the adoption of this Directive will not prevent Member states from taking into account the various social, societal and cultural implications which are inherent in the advent of the Information Society *nor hinder cultural,*

(22) Whereas the adoption of this Directive will not prevent the Member States from taking into account the various social, societal and cultural implications which are inherent in the advent of the Information Society; **whereas, in particular,**



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*and notably audiovisual, policy measures, which the Member States might adopt, in conformity with Community law, and taking into account their linguistic diversity, national and regional specificities and their cultural heritage; whereas, in any case, the development of the Information Society must ensure that Community citizens can have access to the cultural European heritage provided in the digital environment;*

**it should not hinder public policy measures which Member States might adopt in conformity with Community law to achieve social, cultural and democratic goals taking into account their linguistic diversity, national and regional specificities as well as their cultural heritage, and to ensure and maintain public access to the widest possible range of Information Society services;** whereas, in any case, the development of the Information Society must ensure that Community citizens can have access to the cultural European heritage provided in the digital environment;

(Amendment 24)

*Recital 22a (new)*

**(22a) Whereas the free movement of Information Society services can in many cases be a specific reflection in Community law of a more general principle, namely freedom of expression as enshrined in Article 10(1) of the Convention for the Protection of Human Rights and Fundamental Freedoms, which has been ratified by all the Member States; whereas, for this reason, directives covering the supply of Information Society services must ensure that this activity may be engaged in freely in the light of that Article, subject only to the restrictions laid down in paragraph 2 of that Article and in Article 46(1) of the Treaty;**

(Amendment 25)

*Recital 22b (new)*

**(22b) Whereas, notwithstanding the rule on the control at source of Information Society services, it would appear legitimate under certain circumstances for Member States to take measures to restrict the free movement of Information Society services; whereas, however, such measures must be taken in accordance with Community law and must therefore be necessary to achieve at least one of the following public interest objectives pursued: public policy, in particular the protection of minors, or the fight against any incitement to hatred on grounds of race, sex, religion or nationality; the protection of public health or public security; and consumer protection;**

(Amendment 26)

*Recital 22c (new)*

**(22c) Whereas the protection of copyright and neighbouring rights is essential to the development of electronic transactions; whereas, in order to take account of the specific nature of such rights, Annex II to this Directive provides for a derogation from the 'country of origin' clause;**

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(Amendment 27)

*Recital 24a (new)*

**(24a) Whereas this Directive is without prejudice to Council Directive 89/552/EEC of 3 October 1989 on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the pursuit of television broadcasting activities <sup>(1)</sup>, as amended by European Parliament and Council Directive 97/36/EC <sup>(2)</sup>, or any future amendments;**

<sup>(1)</sup> OJ L 298, 17.10.1989, p. 23.

<sup>(2)</sup> OJ L 202, 30.7.1997, p. 1.

(Amendment 28)

*Article 1(3)*

3. This Directive complements Community law applicable to Information Society services without prejudice to the existing level of protection for public health and consumer interests, as established by Community acts, including those adopted for the functioning of the Internal Market.

3. This Directive complements Community law applicable to Information Society services without prejudice to the existing level of protection for public health and consumer interests, as established by Community acts, including those adopted for the functioning of the Internal Market. **This Directive shall also be applied with due regard for the specific rules governing regulated activities.**

(Amendment 29)

*Article 2(a)*

(a) 'Information Society services': *any service normally provided for remuneration, at a distance, by electronic means and at the individual request of a recipient of services;*

*For the purpose of this definition:*

- 'at a distance' means that the service is provided without the parties being simultaneously present;
- 'by electronic means' means that a service is sent initially and received at its destination by means of electronic equipment for the processing (including digital compression) and storage of data, and entirely transmitted, conveyed and received by wire, by radio, by optical means or by other electromagnetic means;
- 'at the individual request of a recipient of services' means a service provided through the transmission of data on individual request.

(a) 'Information Society services': **Information Society services within the meaning of Article 1(2) of Council Directive 83/189/EEC of 28 March 1983 laying down a procedure for the provision of information in the field of technical standards and regulations <sup>(1)</sup>.**

<sup>(1)</sup> OJ L 109, 26.4.1983, p. 8. Directive last modified by Directive 98/48/EC of 20.7.1998, OJ L 217, 5.8.1998, p. 18.

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(Amendment 30)

*Article 2(c)*

(c) 'established service provider': a service provider who effectively pursues *an economic* activity using a fixed establishment for an indeterminate duration. The presence and use of the technical means and technologies required to provide the service do not constitute an establishment of the provider;

(c) 'established service provider': a service provider who effectively pursues **his or her** activity using a fixed establishment for an indeterminate duration. The presence and use of the technical means and technologies required to provide the service do not constitute an establishment of the provider;

(Amendment 32)

*Article 2(fa) (new)*

**(fa) 'consumer': any natural person acting for purposes not related to his or her professional activity.**

(Amendment 33)

*Article 5(1), introduction*

1. Member States shall lay down in their legislation that Information Society services shall render easily accessible, in a direct and permanent manner to their recipients and competent authorities, the following information:

1. **Without prejudice to the obligations deriving from Directive 97/7/EC** Member States shall lay down in their legislation that Information Society services shall render easily accessible, in a direct and permanent manner to their recipients and competent authorities, the following information:

(Amendment 34)

*Article 5(2)*

2. Member States shall lay down in their legislation that *prices of* Information Society services are to be indicated accurately and unequivocally.

2. Member States shall lay down in their legislation that, **where** Information Society services **refer to prices and other essential terms and conditions, these** are to be indicated accurately and unequivocally **and must include all additional costs.**

(Amendment 37)

*Article 6*

Member States shall lay down in their legislation that commercial communication shall comply with the following conditions:

- (a) the commercial communication shall be clearly identifiable as such;
- (b) the natural or legal person on whose behalf the commercial communication is made shall be clearly identifiable;
- (c) promotional offers, such as discounts, premiums and gifts, where authorised, shall be clearly identifiable as such, and the conditions which are to be met to qualify for them shall be easily accessible and be presented accurately and unequivocally;

**Without prejudice to the obligations deriving from Directive 97/7/EC** Member States shall lay down in their legislation that commercial communication shall comply with the following conditions:

- (a) the commercial communication shall be clearly identifiable as such;
- (b) the natural or legal person on whose behalf the commercial communication is made shall be clearly identifiable;
- (c) promotional offers, such as discounts, premiums and gifts, where authorised **by the Member State in which the service provider is established**, shall be clearly identifiable as such, and the conditions which are to be met to qualify for them shall be easily accessible and be presented accurately and unequivocally;

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(d) promotional competitions or games, where authorised, shall be clearly identifiable as such, and the conditions for participation shall be easily accessible and be presented accurately and unequivocally.

(d) promotional competitions or games, where authorised **by the Member State in which the service provider is established**, shall be clearly identifiable as such, and the conditions for participation shall be easily accessible and be presented accurately and unequivocally.

(Amendment 38)

*Article 7*

Member States shall lay down in their legislation that unsolicited commercial communication by e-mail must be *clearly and unequivocally* identifiable as such *as soon as it is received by the recipient*.

1. Member States shall lay down in their legislation that unsolicited commercial communication by e-mail must be identifiable as such.

2. **Member States shall take measures to ensure that consumers can have themselves entered in an opt-out register, which service providers must check regularly.**

3. **In their legislation, Member States shall require service providers to inform their customers about data protection in accordance with Directives 95/46/EC and 97/66/EC.**

(Amendment 39)

*Article 8(1)*

1. Member States shall lay down in their legislation relating to commercial communication by regulated professions that the provision of information society services is authorised provided that the professional rules regarding the independence, dignity and honour of the profession, professional secrecy and fairness towards clients and other members of the profession are met.

1. Member States shall lay down in their legislation relating to commercial communication by regulated professions that the provision of information society services is authorised provided that the professional rules regarding the independence, dignity and honour of the profession, professional secrecy/**legal professional privilege** and fairness towards clients and other members of the profession are met.

(Amendment 40)

*Article 9(3)*

3. *The list of categories of contracts provided for in paragraph 2 may be amended by the Commission in accordance with the procedure laid down in Article 23.*

**Deleted**

(Amendment 42)

*Article 11(1)*

1. Member States shall lay down in their legislation that, save where otherwise agreed by professional persons, in cases where a recipient, in accepting a service provider's offer, is required to give his consent through technological means, such as clicking on an icon, the following principles apply:

- (a) the contract is concluded when the recipient of the service:
- has received from the service provider, electronically, an acknowledgment of receipt of the recipient's acceptance, *and*
  - *has confirmed receipt of the acknowledgment of receipt;*

1. Member States shall lay down in their legislation that, save where otherwise agreed by professional persons, in cases where a recipient, in accepting a service provider's offer, is required to give his consent through technological means, such as clicking on an icon, the following principles apply:

- (a) the contract is concluded when the recipient of the service has received from the service provider, electronically, an acknowledgment of receipt of the recipient's acceptance;

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- (b) acknowledgment of receipt *is* deemed to be received *and confirmation is deemed to have been given* when the parties to whom they are addressed are able to access them;
- (c) acknowledgment of receipt by the service provider *and confirmation of the service recipient* shall be sent as quickly as possible.

- (b) **acceptance of the offer and** acknowledgment of receipt **are** deemed to be received when the parties to whom they are addressed are able to access them;
- (c) acknowledgment of receipt by the service provider shall be sent as quickly as possible.

(Amendment 73)

*Article 11(2)*

2. Member States shall lay down in their legislation that, save where otherwise agreed *by professional persons*, the service provider shall make available to the recipient of the service appropriate means allowing him to identify and correct handling errors.

2. Member States shall lay down in their legislation that, save where otherwise agreed **in a transaction between undertakings**, the service provider shall make available to the recipient of the service appropriate means **that are effective and accessible** allowing him to identify and correct handling errors **before the conclusion of the contract. The contract together with all information relating to it must be able to be printed by the recipient and reproduced in a permanent manner.**

(Amendment 43)

*Section 4, title*Liability of *intermediaries*Liability of **intermediary service providers**

(Amendment 45)

*Article 12(1)(ca) (new)*

- (ca) allows means of surveillance, which are to be rendered operational on the basis of legislation or codes of conduct.**

(Amendment 46)

*Article 12(2)*

2. The acts of transmission and of provision of access referred to in paragraph 1 include the automatic, intermediate and transient storage of the information transmitted in so far as this takes place for the sole purpose of carrying out the transmission in the communication network, and provided that the information is not stored for any period longer than is reasonably necessary for the transmission.

2. The acts of transmission and of provision of access referred to in paragraph 1 include the automatic, intermediate and transient storage of the information transmitted in so far as this takes place for the sole purpose of carrying out the transmission in the communication network, and provided that the information is not stored for any period longer than is reasonably necessary for the transmission **and that all necessary steps are taken to ensure that the information is not, during storage, accessible for persons other than the intended recipient.**

(Amendment 47)

*Article 13(d)*

- (d) the provider does not interfere with the technology, consistent with industrial standards, used to obtain data on the use of the information; and

- (d) the provider does not interfere with the technology, consistent with industrial standards, used to obtain data on the use of the information; and

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(Amendment 48)

*Article 14(1)*

## Hosting

1. Where an Information Society service is provided that consists in the storage of information provided by a recipient of the service, Member States shall provide in their legislation that the provider shall not be liable, otherwise than under a *prohibitory injunction*, for the information stored at the request of a recipient of the service, on condition that:

- (a) the provider *does not have actual knowledge that the activity is illegal and, as regards claims for damages, is not aware of facts or circumstances from which illegal activity is apparent; or*
- (b) the provider, upon *obtaining such knowledge or awareness, acts expeditiously* to remove or to disable access to the information.

**Access and hosting**

1. Where an Information Society service is provided that consists **in the provision of access to the communication network or** in the storage of information provided by a recipient of the service, Member States shall provide in their legislation that the provider shall not be liable, otherwise than under **proceedings pursuant to Article 18**, for the information **rendered accessible or** stored at the request of a recipient of the service, on condition that:

- (a) the provider **does not know, or was not in a position to know, that the activity is illegal;**
- (b) the provider, upon **learning that an activity is illegal, acts immediately** to remove or to disable access to the information;
- (ba) the provider does not initiate the transmission and does not select or modify the information transmitted;**
- (bb) the provider shows that he has complied with the obligations imposed on him with regard to informing the party whose information is hosted about the requirement for him to comply with legislation, particularly on illegal content, non-pecuniary personal rights, copyright and other intellectual property rights.**

(Amendment 49)

*Article 14(2)*

2. *Paragraph 1* shall not apply when the recipient of the service is acting under the authority or the control of the provider.

2. **The provisions of this article** shall not apply when the recipient of the service is acting under the authority or the control of the provider.

(Amendment 53)

*Article 15(2), 2nd subparagraph (new)*

**Neither shall it affect any technically feasible and reasonable measures designed to prevent the use of illegally provided content.**

(Amendment 54)

*Article 15(2a) (new)*

**2a. Paragraph 1 applies under the condition that, in accordance with Community law — with particular regard to Directives 95/46/EC and 97/66/EC of the European Parliament and the Council —, the relevant operator takes all reasonably necessary steps to accommodate and not interfere with accepted industry standards used for the identification and protection of transmitted material.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 55)

*Article 16(1)(a)*

(a) the drawing-up of codes of conduct at Community level, by trade *and* professional associations or organisations designed to contribute to the proper implementation of Articles 5 to 15;

(a) the drawing-up of codes of conduct at Community level, by trade, professional **and consumer** associations or organisations designed to contribute to the proper implementation of Articles 5 to 15;

(Amendment 56)

*Article 16(1)(d)*

(d) the communication to the Member States and the Commission, by professional associations or organisations, of their assessment of the application of their codes of conduct and their impact upon practices, habits or customs relating to electronic commerce.

(d) the communication to the Member States and the Commission, by professional **and consumer** associations or organisations, of their assessment of the application of their codes of conduct and their impact upon practices, habits or customs relating to electronic commerce.

(Amendment 57)

*Article 16(1)(da) (new)*

**(da) the drawing up of codes of conduct regarding the protection of minors and human dignity.**

(Amendment 58)

*Article 16(2)*

2. In so far as they may be concerned, consumer associations shall be involved in the drafting and implementation of codes of conduct drawn up according to point (a) of paragraph 1.

2. In so far as they may be concerned, consumer associations **and organisations representing holders of literary and artistic property rights** shall be involved in the drafting and implementation of codes of conduct drawn up according to point (a) of paragraph 1.

(Amendment 59)

*Article 16(2a) (new)*

**2a. Member States shall, in their legislation, allow the effective use of notification and deletion procedures, including by means of appropriate electronic instruments.**

(Amendment 61)

*Article 18(2)*

2. *Acts in breach of the national provisions incorporating Articles 5 to 15 of this Directive which affect consumers' interests shall constitute infringements within the meaning of Article 1(2) of Directive 98/27/EC of the European Parliament and Council.*

2. **Member States shall ensure that court actions as referred to in paragraph 1 are not inadmissible on the grounds that the complaint:**

- **is transmitted by electronic means, or**
- **is drafted in a Community language other than that of the Member State where the court is located.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 60)

*Article 18a (new)***Article 18a**

**Member States shall ensure that appropriate remedies are effectively available by adapting their procedures to contend with unlawful conduct and handle disputes on the Internet, and by providing access to such procedures on electronic networks.**

(Amendment 62)

*Article 22(1)(b)*

(b) the field covered by Directive 95/46/EC of the European Parliament and of the Council;

(b) the field covered by Directives 95/46/EC and 97/66/EC of the European Parliament and of the Council;

(Amendment 63)

*Article 22(1)(ca) (new)*

**(ca) television services as referred to in Directive 89/552/EEC, as last amended by Directive 97/36/EC, broadcasting services, services comparable to broadcasting.**

(Amendment 64)

*Article 22(3)(a)(i), 1st indent*

— public policy, in particular the protection of minors, or the fight against any incitement to hatred on grounds of race, sex, religion or nationality,

— public policy, in particular the protection of minors, **and human dignity**, or the fight against any incitement to hatred on grounds of race, sex, religion or nationality,

(Amendment 65)

*Article 24*

Not later than three years after the adoption of this Directive, and thereafter every two years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee a report on the application of this Directive accompanied, where necessary, by proposals for adapting it to developments in the field of Information Society services.

Not later than three years after the adoption of this Directive, and thereafter every two years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee a report on the application of this Directive **containing statistical results and** accompanied, where necessary, by proposals for adapting it to developments in the field of **digital technologies and** Information Society services.

(Amendment 67)

*Article 24, 2nd paragraph (new)*

**The report shall examine the need for adaptation in the light of technical and economic developments and emerging jurisprudence in the Member States. It should in particular analyse the need for proposals concerning the liability of providers of hyperlinks and location tool services, notification requirements and the attribution of liability following the taking down of content;**



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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 68)

*Annex II, 5th indent*

- contractual obligations concerning consumer contracts;      — contractual obligations concerning consumer contracts  
**which have not been harmonised at Community level.**

**Legislative resolution embodying Parliament's opinion on the proposal for a European Parliament and Council Directive on certain legal aspects of electronic commerce in the internal market (COM(98)0586 — C4-0020/99 — 98/0325 (COD))**

(Codecision procedure: first reading)

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council (COM(98)0586 — 98/0325(COD) <sup>(1)</sup>,
  - having regard to Articles 189b(2) (new Article 251(2)), 57, 66 and 100a (new Articles 47, 55 and 95) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C4-0020/99),
  - having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Legal Affairs and Citizens' Rights and the opinions of the Committee on Economic and Monetary Affairs and Industrial Policy, the Committee on the Environment, Public Health and Consumer Protection and the Committee on Culture, Youth, Education and the Media (A4-0248/99),
1. Approves the Commission proposal, subject to Parliament's amendments;
  2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
  3. Calls on the Council to approve all Parliament's amendments and definitively adopt the act as amended;
  4. Points out that the Commission is required to submit to Parliament any modification it may intend to make to its proposal as amended by Parliament;
  5. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 30, 5.2.1999, p. 4.

Thursday 6 May 1999

**20. EC-Mexico Partnership Agreement \*\*\*****A4-0220/99**

**Decision on the proposal for a Council Decision concerning the conclusion of the Economic Partnership, Political Co-ordination and Co-operation Agreement between the European Community and its Member States, on the one part, and the United Mexican States, on the other part (COM(97)0527 – 11618/97 and 11620/97 and COR 1 – C4-0023/98 – 97/0289(AVC))**

(Assent procedure)

*The European Parliament,*

- having regard to the proposal for a Council Decision (COM(97)0527 – 97/0289(AVC)) <sup>(1)</sup>,
- having regard to the Economic Partnership, Political Co-ordination and Co-operation Agreement between the European Community and its Member States, on the one part, and the United Mexican States, on the other part, and the joint declarations adopted,
- having regard to the Council's request for Parliament's assent pursuant to Article 228(3) (current Article 300(3)), second subparagraph of the EC Treaty (11618/97 and 11620/97 and COR 1 – C4-0023/98),
- having regard to Rule 90(7) of its Rules of Procedure,
- having regard to the recommendation of the Committee on External Economic Relations and the opinions of the Committee on Foreign Affairs, Security and Defence Policy and the Committee on Development and Cooperation (A4-0220/99),

1. Gives its assent to the conclusion of the Agreement;
2. Instructs its President to forward this decision to the Council, the Commission, and the governments and parliaments of the Member States and of the United Mexican States.

<sup>(1)</sup> OJ C 350, 19.11.1997, p. 6.

**21. Exercise of implementing powers conferred on the Commission \*****A4-0169/99**

**Proposal for a Council Decision laying down the procedures for the exercise of implementing powers conferred on the Commission (COM(98)0380 – C4-0501/98 – 98/0219(CNS))**

The proposal was approved subject to the following amendments:

TEXT PROPOSED  
BY THE COMMISSION (\*)

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Citation 1*

Having regard to the Treaty establishing the European Community, and in particular the third indent of Article 145 thereof,

Having regard to the Treaty establishing the European Community, and in particular the third indent of Article 202 thereof **concerning acts adopted by the Council,**

(\*) OJ C 279, 8.9.1998, p. 5.

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 2)

*Citation 1a (new)*

**Having regard to the Treaty establishing the European Community, and in particular Article 251 thereof concerning acts adopted by the Council and the European Parliament,**

(Amendment 3)

*Recital 1*

Whereas, in accordance with Article 145 of the Treaty, in the instruments which it adopts, the Council confers on the Commission powers for the implementation of the rules which the Council lays down; whereas the Council may impose certain requirements in respect of the exercise of these powers; whereas *it may also reserve to itself the right, in specific and duly substantiated cases, to exercise directly implementing powers;*

Whereas, in accordance with Article 202 of the Treaty, in the instruments which it adopts, the Council confers on the Commission powers for the implementation of the rules which the Council lays down; whereas the Council may impose certain requirements in respect of the exercise of these powers; whereas **the principles which derive from the Treaty also apply to the delegation of implementing powers in respect of acts adopted jointly by the European Parliament and the Council;**

(Amendment 4)

*Recital 1a (new)*

**Whereas Articles 274 and 276 of the Treaty confer on the Commission direct implementing powers with regard to the budget and give the European Parliament the power, through the discharge procedure, to bring into play the Commission's responsibility in exercising that implementing role;**

(Amendment 5)

*Recital 2a (new)*

**Whereas the Treaty of Amsterdam has broadened the scope of the codecision procedure referred to in Article 251 of the Treaty and has established equality between the European Parliament and the Council;**

(Amendment 6)

*Recital 4*

Whereas the first purpose of the proposed amendments is to *clarify the criteria determining the choice of one or other of the procedures provided for the adoption of implementing measures;*

Whereas the first purpose of the proposed amendments is to **establish the procedures on the basis of which the power to delegate implementing powers to the Commission and scrutiny of implementing activities are to be exercised by the legislative authority;**

(Amendment 7)

*Recital 4a (new)*

**Whereas implementing measures must not modify the basic legislation (including annexes) and whereas such legislation may not even be modified where the Council claims implementing powers for itself as the sole legislative authority;**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 8)

*Recital 4b (new)*

**Whereas the purpose of the committees which may be established under these procedures is to assist the Commission in the exercise of the implementing powers conferred on it; whereas the nature of the procedures should not hinder the Commission in the exercise of those powers or prevent a decision being taken which is necessary for the implementation of rules laid down by Parliament and the Council;**

(Amendment 9)

*Recital 5*

*Whereas, in this regard, implementing measures and management measures must be taken by a procedure ensuring decision-making within suitable periods;*

**Deleted**

(Amendment 10)

*Recital 6*

*Whereas measures of general scope designed to implement, adapt or update essential provisions of basic legislative instruments should be adopted by a procedure allowing involvement of the legislative authority, be it the Council or the European Parliament and the Council;*

**Whereas implementing measures should be adopted by a procedure ensuring decision-making within appropriate periods and allowing, where necessary, involvement of the legislative authority;**

(Amendment 11)

*Recital 7*

*Whereas the advisory procedure should be followed where the management or regulatory procedure is not or is no longer considered appropriate; whereas account should be taken of experience already gained in the implementation of the relevant instruments;*

**Whereas the advisory procedure should be followed for measures implementing programmes with budgetary implications, as well as for measures relating to the criteria for granting financial support and to the management procedure for measures of general scope;**

(Amendment 12)

*Recital 8*

*Whereas the second purpose of the proposed amendments is to simplify the set of requirements for the exercise of implementing powers conferred on the Commission; whereas it is accordingly necessary to reduce the number of procedures and to adjust them in line with the respective powers of the institutions involved;*

**Whereas the second purpose of the proposed amendments is to simplify the set of requirements for the exercise of implementing powers conferred on the Commission; whereas it is accordingly necessary to reduce the number of procedures and to adjust them in line with the respective powers of the institutions involved; whereas it is essential to improve the transparency of the procedures;**

(Amendment 13)

*Recital 9*

*Whereas, in this spirit, the European Parliament should be informed of committee proceedings on a regular basis;*

**Whereas, in this spirit, the European Parliament should be fully informed of committee proceedings on a regular basis;**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 14)

*Recital 9a (new)*

**Having regard to the rules and principles of transparency and access to documents flowing from Articles 1 of the EU Treaty, 207 and 255 of the EC Treaty and Declarations 35 and 41 attached to the Final Act of the Amsterdam Treaty,**

(Amendment 15)

*Recital 11*

Whereas certain provisions of Community legislation, particularly health protection, require a decision to be taken rapidly; *whereas, therefore, it is necessary to provide that those cases are to be subject to a decision-making process which allows the fundamental objectives of the legislation to be observed;*

Whereas certain provisions of Community legislation, particularly health protection, require a decision to be taken rapidly;

(Amendment 16)

*Recital 12*

*Whereas Committees set up by the Council otherwise than in accordance with the third indent of Article 145 are not affected by this Decision; whereas the same applies to the specific committee procedures created for the implementation of the common commercial policy and the competition rules laid down by the Treaties;*

**Deleted**

(Amendment 17)

*Article 1, 1st paragraph*

Other than in specific, duly substantiated cases where the Council reserves the right to exercise directly certain implementing powers itself, such powers shall be conferred on the Commission in accordance with the relevant provisions in the basic instrument.

Other than in specific, duly substantiated cases where the Council reserves the right to exercise directly certain implementing powers itself, such powers shall be conferred on the Commission in accordance with the relevant provisions in the basic instrument **by the legislative authority (the Council or the European Parliament and the Council).**

(Amendment 18)

*Article 1, 2nd paragraph*

Where the basic instrument imposes specific procedural requirements for the adoption of implementing measures, *such requirements* shall be in conformity with the procedures provided for by Articles 3 to 6, and determined in accordance with the criteria laid down by Article 2.

Where the basic instrument imposes specific procedural requirements for the adoption of implementing measures, **the implementing measures** shall be in conformity with the procedures provided for by Articles 3 **and 4**, and determined in accordance with the criteria laid down by Article 2.

(Amendment 19)

*Article 2, 1st paragraph*

*Implementation and management measures, and in particular those relating to common policies such as the common agricultural policy, to the implementation of programmes with significant budgetary implications, or to the grant of substantial financial support, shall be adopted by use of the management procedure.*

**Measures of general scope designed to apply basic instruments and measures relating to the implementation of common policies, such as the common agricultural policy, shall be adopted by use of the management procedure.**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

(Amendment 20)

*Article 2, 2nd paragraph*

*Measures of general scope designed to apply, update or adapt essential provisions of basic instruments shall be adopted by the use of regulatory procedure.*

**All the other measures, and in particular those implementing programmes with budgetary implications, as well as measures relating to the criteria for granting financial support, shall be adopted by use of the advisory procedure.**

(Amendment 21)

*Article 2, 3rd paragraph*

*The advisory procedure shall be applied where the management or regulatory procedure is not or is no longer considered appropriate.*

**Deleted**

(Amendment 22)

*Article 2, 4th paragraph*

*The safeguard procedure may be applied where the power to decide on such measures is conferred on the Commission.*

**Deleted**

(Amendment 23)

*Article 3, 3rd paragraph a (new)*

**The Commission may adopt measures which shall apply on expiry of a period of no more than (two) months from the date of notification of the decision to the European Parliament and the Council. The provisions of Article 7a (within the framework of the codecision procedure) and 7b (outside the codecision procedure) shall apply.**

(Amendment 24)

*Article 4, 3rd paragraph*

The Commission may adopt measures which shall apply *immediately*. However, if these measures are not in accordance with the opinion of the committee, they shall be communicated by the Commission to the Council forthwith. In that event, the Commission may defer application of the measures which it has decided on for not more than *three* months from the date of such communication.

The Commission may adopt measures which shall apply **on expiry of a period of no more than (two) months from the date of notification of the decision to the European Parliament and the Council**. However, if these measures are not in accordance with the opinion of the committee, they shall be communicated by the Commission to the European Parliament and the Council forthwith. In that event, the Commission may defer application of the measures which it has decided on for not more than (...) months from the date of such communication.

(Amendment 25)

*Article 4, 4th paragraph*

*The Council, acting by a qualified majority, may take a different decision within the time-limit provided for by the third paragraph.*

**Deleted**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
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(Amendment 26)

*Article 4, 4th paragraph a (new)***The provisions of Articles 7a and 7b shall apply.**

(Amendment 27)

*Article 5**Article 5***Deleted***Regulatory Procedure*

*The Commission shall be assisted by a regulatory committee composed of the representatives of the Member States and chaired by the representative of the Commission.*

*The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time-limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty. The chairman shall not vote.*

*The Commission may adopt the measures envisaged if they are in accordance with the opinion of the committee.*

*If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall not adopt the measures envisaged. In that event, it may present a proposal relating to the measures to be taken, in accordance with the Treaty.*

(Amendment 28)

*Article 6**Article 6***Deleted***Safeguard Procedure*

*The Commission shall notify the Council and the Member States of any decision regarding safeguard measures. It may be stipulated that before adopting its decision, the Commission shall consult the Member States in accordance with procedures to be determined in each case.*

*Any Member State may refer the Commission's decision to the Council within a time-limit to be determined in the instrument in question.*

*The Council, acting by a qualified majority, may take a different decision within the time-limit determined by the instrument in question.*

(Amendment 29)

*Article 7, 1st paragraph*

Each committee shall adopt its own Rules of Procedure on the proposal of its chairman.

**On the basis of a framework regulation drawn up by the Commission which takes into account the rules and**

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TEXT PROPOSED  
BY THE COMMISSIONAMENDMENTS  
BY PARLIAMENT

**principles of transparency and access to documents flowing from the Treaty of Amsterdam in Articles 1 of the EU Treaty, 207 and 255 of the EC Treaty and Declarations 35 and 41 attached to the Final Act of the Amsterdam Treaty, each committee shall adopt its own Rules of Procedure on the proposal of its chairman and shall make them available to the European Parliament and the Council.**

(Amendment 30)

*Article 7, 2nd paragraph*

The European Parliament shall be informed of committee proceedings on a regular basis. To that end, it shall receive agendas for committee meetings, draft measures submitted to the committees for the implementation of instruments adopted by the procedure provided for by Article 189b of the EC Treaty, and the results of voting. It shall also be kept informed wherever the Commission transmits to the Council measures or proposals for measures to be taken.

The European Parliament shall be informed of committee proceedings on a regular **and comprehensive** basis **at the same time and under the same conditions as the committees**. To that end, it shall receive agendas for **and summary records of** committee meetings, **attendance lists**, draft measures submitted to the committees for implementation, **their forward timetables** and the results of voting. It shall also be kept informed wherever the Commission transmits to the Council measures or proposals for measures to be taken.

(Amendment 31)

*Article 7, 2nd paragraph a (new)*

**Except for reasons of confidentiality, all documents shall be made public and accessible by electronic transmission.**

(Amendment 35)

*Article 7a (new)***Article 7a**

**Where Parliament challenges an implementing measure or final draft implementing measure adopted by the Commission in accordance with a basic instrument under the procedure laid down in Article 251, and in particular where the measure or draft measure exceeds the implementing powers provided for in the basic act, it shall inform the Commission. The Commission shall, on that basis, re-examine the draft measure or measure and take the appropriate action. The Commission shall give the reasons for its decision.**

(Amendment 33)

*Article 7b (new)***Article 7b**

**Where the codecision procedure does not apply, the Council shall have the right to protect the legislative sphere (provided for in Article 7a). Where the European Parliament considers that an implementing measure or a draft implementing measure taken in accordance with a basic instrument exceeds the implementing powers, it shall ask the Commission to submit a legislative proposal within a period of two months and the Commission shall undertake to take account of the European Parliament's position as far as possible.**



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**Legislative resolution embodying Parliament's opinion on the proposal for a Council Decision laying down the procedures for the exercise of implementing powers conferred on the Commission (COM(98)0380 – C4-0501/98 – 98/0219(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Commission proposal to the Council, COM(98)0380 – 98/0219(CNS) <sup>(1)</sup>,
- having been consulted by the Council pursuant to Article 145 (now Article 202) of the EC Treaty (C4-0501/98),
- having regard to Rule 58 of its Rules of Procedure,
- having regard to the report of the Committee on Institutional Affairs and the opinions of the Committee on Foreign Affairs, Security and Defence Policy, the Committee on Agriculture and Rural Development, the Committee on Budgets, the Committee on Research, Technological Development and Energy, the Committee on External Economic Relations, Committee on Legal Affairs and Citizens' Rights, the Committee on Employment and Social Affairs, the Committee on Transport and Tourism, the Committee on the Environment, Public Health and Consumer Protection, the Committee on Culture, Youth, Education and the Media, the Committee on Civil Liberties and Internal Affairs, the Committee on Budgetary Control, the Committee on Fisheries and the Committee on the Rules of Procedure, the Verification of Credentials and Immunities (A4-0169/99),

1. Approves the Commission proposal, subject to Parliament's amendments;
2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
3. Notes that the negotiations have progressed on some issues, such as transparency, harmonisation of procedures, Parliament's role, but notes that, as far as simplification is concerned, maintaining regulatory committees would be unacceptable unless the double safety-net procedure were abandoned, while guaranteeing effective decision-making procedures and avoiding a system which might result in no decisions being taken;
4. Calls for the conciliation procedure to be opened should the Council intend to depart from the text approved by Parliament;
5. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
6. Instructs its President to forward this opinion to the Council and Commission.

<sup>(1)</sup> OJ C 279, 8.9.1998, p. 5.

## **22. Situation in Kosovo**

**B4-0443, 0444, 0445, 0454 and 0485/99**

### **Resolution on Kosovo**

*The European Parliament,*

- having regard to its previous resolutions on the situation in Kosovo and the former Yugoslavia, notably that of 15 April 1999 <sup>(1)</sup>,
- having regard to the outcome of the informal meeting of Heads of State or Government of 14 April 1999 and the conclusions of the meeting of the General Affairs Council of 26/27 April 1999,
- having regard to UN Security Council Resolutions 1160 (1998), 1199 (1998) and 1203 (1998),

<sup>(1)</sup> Minutes of that sitting, Part II, Item 4.

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- A. whereas the violence against the Albanians in Kosovo has continuously escalated, especially since February 1998, and NATO has responded with air strikes against military targets in the former Republic of Yugoslavia, as of 24 March 1999, when all diplomatic efforts to end the conflict had failed,
  - B. deeply shocked by the ever- increasing brutality of the process of ethnic cleansing in Kosovo and the further increasing humanitarian tragedy which is taking place in the region as a consequence of this process,
  - C. deeply shocked by the growing number of reports about the intensity of the acts of violence and atrocities committed in connection with this process, especially reports concerning both mass and individual summary executions throughout Kosovo, as well as reports concerning the organized and individual rape of ethnic Albanian women by Serb military and security forces and paramilitaries,
  - D. noting with deep concern the continuing unwillingness of President Milosevic and the Serb and Yugoslav authorities to accept a negotiated solution to the barbaric conflict in Kosovo,
  - E. welcoming therefore the determined efforts by the international community to put an end to the aggression led by the Belgrade regime against the people of Kosovo,
  - F. noting with deep regret that, despite NATO's efforts to limit casualties amongst the population, the NATO air raids against military targets in the Federal Republic of Yugoslavia have also caused a number of casualties amongst the civilian population,
  - G. expressing its deep regret that President Milosevic's long-lasting policy of extreme nationalism has brought great hardship to the people in the Southern Balkans including the people of his own country,
  - H. whereas the political and civil rights of the people of Serbia have been increasingly restricted over recent years and have, to all intents and purposes, ceased to exist under the current martial law regime,
  - I. whereas the measures against Serbia are also damaging the economies of Montenegro and the neighbouring states (Albania, Bosnia-Herzegovina, Bulgaria, Croatia, FYROM, Romania),
  - J. regretting the increased threats against the multi-ethnic society in Montenegro, the Sandjak and in Vojvodina,
  - K. whereas the situation of deportees who have sought refuge outside Kosovo is still worrying despite the sustained efforts of international organisations, the European Union, the Member States and NGOs and whereas several hundred thousand deportees are still blocked inside Kosovo, under the constant threat of attacks by the Serbian army or militias and are in an extremely alarming situation as regards health conditions,
  - L. stressing that the UNHCR has requested that, as an exceptional and temporary measure, a larger number of refugees should be accepted and taken care of in the Member States of the Union,
  - M. whereas increased cooperation and fair burden sharing among the EU Member States is imperative, given the ever more acute refugee crisis,
  - N. emphasising that priority must be given to the need for initiatives for a long-term policy for the whole of the Southern Balkans, including closer cooperation between the countries in the region and the European Union, while noting in this context the proposals to establish association agreements with FYROM and Albania,
  - O. having regard to the increasingly important role of the International Criminal Tribunal on the former Yugoslavia which will only be able to take on the huge amount of work involved in gathering evidence and carrying out investigations into the acts of those responsible for war crimes and crimes against humanity in Kosovo if the international community in general and the European Union in particular provide it with new and substantial financial and organisational resources,
1. Condemns in the strongest terms the terror and the cruel ethnic cleansing that is being perpetrated by the special Serbian police units of the Yugoslav army and paramilitary forces against the population of Kosovo;

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2. Calls on President Milosevic and the Serb and Yugoslav authorities to react positively to the initiatives by UN Secretary-General Kofi Annan and the European Council and to avoid any further suffering of civilians by:
  - immediately ending the campaign of intimidation and expulsion of the civilian population in Kosovo;
  - ceasing all activities of military and paramilitary forces in Kosovo and withdrawing these forces;
  - accepting unconditionally the return of all refugees and displaced persons to their homes;
  - accepting the deployment of an international military force to ensure a secure environment for the return of refugees and the unimpeded delivery of humanitarian aid; and
  - permitting the international community to verify compliance with the above undertakings;
3. Gives its full support to UN Secretary-General Kofi Annan in his initiative to broker a peace agreement for Kosovo and invites him to continue these efforts;
4. Insists on the territorial integrity of Kosovo and resists any attempt to divide it;
5. Calls on the Council to increase EU efforts to relieve the critical situation of the displaced persons and refugees in the region by sharing the burden of receiving refugees and by making a substantial contribution to the funding of humanitarian relief in Montenegro, FYROM and Albania, through the EU fund and through the UNHCR;
6. Calls on the Member States to evacuate and take in, as an exceptional and temporary measure, a greater number of refugees from the region, and to prepare for large-scale airlifts, that may be needed to transport large numbers of people temporarily away from the region;
7. Calls on the Commission and the Council to ensure that the UN Fund for Population Activities (UNFPA) organises as soon as possible, through the humanitarian agencies, medical and psychological aid and follow-up for women who are the victims of violence and rape in Kosovo;
8. Calls on the Commission and the Council to take the initiative to avoid an epidemic catastrophe in the region and secure the protection of public health;
9. Welcomes the decision taken at the European Council to convene a Conference on South-Eastern Europe which should decide upon further comprehensive measures for the long-term stabilisation, security, democratisation and economic restructuring of the region as a whole, including improving the facilities and opportunities for Kosovo's neighbouring states to strengthen their commercial relations with the EU and reducing the barriers against imports from these states into the EU;
10. Recognises the urgent need for an adequate solution to the coordination problems between humanitarian organisations;
11. Calls on the Union, as a matter of urgency, to incorporate in its humanitarian aid strategy a programme of systematic registration of deportees as a means of countering the measures taken by the Belgrade regime to destroy identity documents;
12. Calls on the Council to support the autonomy of Montenegro;
13. Calls on the Member States to grant to deserters from the FRY army and to conscientious objectors temporary residence in the EU;
14. Emphasizes that a further strengthening of the relationship between the EU and the Russian Federation is essential for the establishment of peace and stability on the European continent as a whole and in the Balkans in particular; therefore invites the Russian Government to continue to cooperate with the EU in their efforts to achieve a peaceful solution to the conflict in Kosovo and to increase stability in the region;
15. Calls on the Council and the Member States to give their full cooperation to the investigations being carried out by the International Criminal Tribunal for the former Yugoslavia into the atrocities and crimes against humanity committed in Kosovo in order to bring those responsible to trial;

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16. Believes that, apart from the many abuses committed, the mass deportation of hundreds of thousands of Kosovars, constitutes a sufficient basis — under the Statutes of the International Criminal Tribunal in the former Yugoslavia and, in particular, Articles 2, 3, 4, 5 and 7 thereof — for the immediate indictment of the highest political and military authorities in Belgrade, starting with Slobodan Milosevic;

17. Welcomes the US Government's decision to grant special financial aid to the International Criminal Tribunal on the former Yugoslavia and calls on the Council and the Commission to grant an extraordinary financial contribution to the tribunal to enable it to carry out its substantial work of investigation, gathering of evidence and examining of charges against those responsible for war crimes and crimes against humanity committed in Kosovo;

18. Deplores the fact that the Yugoslav leadership has chosen to make its country an international pariah and hopes that its self-imposed isolation can be broken by a policy change towards democratisation and good-neighbourliness;

19. Calls on the Commission and Council to give active support to those inside the Federal Republic of Yugoslavia who are willing to seek a negotiated solution to the conflict and to bring about a process of democratic reform in that country and calls therefore on the Council and the Commission to multiply their efforts to provide information for the people of Serbia and Montenegro, in particular by means of Serbian-language programmes;

20. Instructs its President to forward this resolution to the Commission, the Council, NATO, the UN and the governments of Albania, FYROM, FRY, Montenegro and Serbia and to Dr Ibrahim Rugova.

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### **23. Preparation for the European Council of 3 and 4 June 1999 — Institutional reform**

(a) **B4-0437, 0440 and 0442/99**

#### **Resolution on the preparation of the European Council meeting in Cologne on 3 and 4 June 1999**

*The European Parliament,*

- having regard to the conclusions of the Luxembourg, Cardiff and Vienna European Council meetings,
- having regard to the statements by the Council and the Commission on the preparation of the European Council meeting in Cologne on 3 and 4 June 1999,
- having regard to its resolution of 4 May 1999 on the Commission's recommendation for the broad guidelines of the economic policies of the Member States and the Community <sup>(1)</sup>,
- having regard to its resolution of 4 May 1999 on the Commission's communication on Community policies in support of employment (Article 127) and on the Council's report on the European Employment Pact <sup>(2)</sup>,

1. Welcomes the signs of a strengthening of the European Union; considers it vital that the new President should bring strong political momentum to the Commission; urges the President-designate to appoint a balanced, united and effective team, taking advantage of the possibilities now afforded to him by the Amsterdam Treaty; urges the new President to undertake a root and branch reform of his administration to make it more effective and more transparent;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 32(a).

<sup>(2)</sup> Minutes of that sitting, Part II, Item 32(b).

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***The European Employment Pact***

2. Welcomes the European Council's call for a European Employment Pact and underlines that this pact should be based on a genuine political agreement between all economic, monetary and labour-related policy-makers, committing them to growth and employment;
3. Points out that, if unemployment is to be reduced significantly and the other economic objectives, including the Maastricht indebtedness criteria, are also to be achieved within a reasonably short period, there must be a package of medium-term strategies implemented at national and European level which enjoy the joint backing of governments, the European Parliament, the parties to collective agreements and the ECB and which give all economic operators the confidence to succeed and thus confidence in the future;
4. Calls on the Member States and employers to increase their investment in human capital significantly in order to create new opportunities for the employment of the unskilled as well as the more highly skilled through training, pay, taxes, social charges and transfers;
5. Refers to the importance of developing a functioning European venture capital market and new forms of financing, especially for SMEs, and calls on the European Investment Bank in this context to consider whether the resources for venture capital transactions and technological projects and research cannot be allocated more quickly and whether the upper limits cannot be raised;
6. Considers that the European Union's priority in the field of employment should be not only to protect sectors and types of jobs facing difficulties but also to promote the creation of economic and social assets by developing new types of jobs;
7. Regrets that the proposed framework of dialogue to exchange ideas and to develop commitments on how a policy mix for growth and employment can be achieved excludes the European Parliament; calls therefore for close cooperation between the Council, the Commission, Parliament and the social partners within the established interinstitutional framework;

***Foreign and Security Policy Issues***

8. Asks the Council to proceed no later than at the European Council meeting in Cologne with the appointment of the High Representative of the CFSP of the European Union in view of the requirements of the current political situation; asks for this procedure to be carried out as soon as possible according to the Council's own rules of procedure; calls on the Council to appoint a person with the capacity to play an important political role in making the CFSP effective and to give him or her the tools to do so;
9. Calls on the Council to clarify the role of the High Representative and the new 'Policy Planning and Early Warning Unit' in relation to other institutions, notably in relation to the Commission;
10. Invites the successful candidate to the position of High Representative of the CFSP to appear before its Foreign Affairs Committee, so that Parliament may make a Recommendation of approval (Rule 90b(2));
11. Calls on the Council and the Commission to establish closer institutional relations with the Western European Union, as they are encouraged to do in the Amsterdam Treaty, in the light of the initiatives taken in Pörschach and Saint-Malo;
12. Supports the initiative of the Council to draw up a substantive common strategy for the EU's relations with Russia; this first common strategy in the Common Foreign and Security Policy field is of particular importance, as it illustrates the importance the EU attaches to long-term relations with the Russian Federation and underlines the major role Russia plays for the European security architecture as a whole; expects the Council to consult it on the strategy under Article 21 of the Treaty on European Union, as it is to be considered as a basic choice in CFSP matters;
13. Calls for an early initiative from the Commission for a comprehensive programme of reconstruction, democracy, development and integration into the Union of south-east Europe;

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*On the debt burden of developing countries*

14. Calls on the European Council to implement a global strategy in the international financial institutions in order to obtain the cancellation of the debt of the poorest developing countries; in this context calls for the relaxation of the criteria of the Highly Indebted Poor Countries (HIPIC) initiative launched by the IMF and the World Bank in 1996, and for its extension to all candidate countries, especially those recovering from a grave crisis or internal conflict;

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15. Instructs its President to forward this resolution to the European Council, the Council, the Commission and the parliaments of the Member States.

**(b) B4-0428/99**

**Resolution on the method and timetable of the forthcoming institutional reform**

*The European Parliament,*

- having regard to the Treaty of Amsterdam signed on 2 October 1997 and the Protocol on the institutions with the prospect of enlargement of the European Union,
  - having regard to the indication given by the German Presidency that the European Council meeting in Cologne would re-launch the process of institutional reform by first addressing the method and timetable of the forthcoming Intergovernmental Conference (IGC),
  - having regard to the political priorities and objectives set out in its resolutions of 13 March 1996 <sup>(1)</sup>, 19 November 1997 <sup>(2)</sup>, 22 October 1998 <sup>(3)</sup>, 13 January 1999 <sup>(4)</sup> and 11 February 1999 <sup>(5)</sup>,
- A. whereas the European Parliament must adopt a position on this subject, as important changes are taking place in the balance between the various institutions,
- B. having regard in particular to the current weakening of the Commission's political role which has been called into question by a number of important political authorities,
- C. noting that the political calendar of the Union over the next few months and during the preparations for the IGC and the IGC itself contains a number of political deadlines linked to the implementation of the Amsterdam Treaty and enlargement, notably:
- the conclusion of the Agenda 2000 negotiations, notably as regards the new financial perspectives beyond 1999 and the revision of the decision on own resources;
  - the investiture of the President of the Commission and members of the College of Commissioners in 1999;
  - the specification of the role allocated to the High Representative for the CFSP who should be appointed by the Member States at the meeting of the European Council in Cologne, in accordance with the Treaty of Amsterdam;
  - the establishment of an appropriate balance in institutional relations between the ECB, the Ecofin Council and the European Parliament;
  - the adoption of measures regarding the establishment of an area of freedom, security and justice;
- D. whereas the fact that these events coincide with preparations for the IGC and the IGC itself will necessarily influence the political calendar of the latter,

<sup>(1)</sup> OJ C 96, 1.4.1996, p. 77.

<sup>(2)</sup> OJ C 371, 8.12.1997, p. 99.

<sup>(3)</sup> OJ C 341, 9.11.1998, p. 128.

<sup>(4)</sup> OJ C 104, 14.4.1999, p. 59.

<sup>(5)</sup> Minutes of that sitting, Part II, Item 4.

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- E. stressing that, under these conditions, the next IGC will not be able to confine itself to adopting a number of reforms that were unable to be adopted at Amsterdam, and will have to undertake far-reaching reforms,

#### *Objectives and timetable*

1. Considers that the forthcoming institutional reform must make it possible to strengthen democracy in the Union and render more effective the decision-taking mechanisms ahead of enlargement;
2. Considers that, under these conditions, the timetable of preparations for the IGC and for the IGC itself could be as follows:
  - preparatory work to begin and be carried out during the year 2000,
  - the IGC to be convened in 2001,
  - the Conference to finish before the end of 2001, so that the new Treaty can enter into effect before the first wave of enlargement;

#### *The investiture of the Commission*

3. Stresses that the investiture of the Commission will be a key moment for the future of Europe; in particular, the priorities of the programme submitted for the approval of the European Parliament should include a commitment to make a decisive contribution towards institutional reform and to propose such changes as are necessary;
4. Reiterates the view urged in its abovementioned resolution of 13 January 1999 that Parliament's vote of approval of the Commission should be based also on commitments made by the President-designate concerning the political programme of his term of office, the quality of interinstitutional relations, the criteria used for designating Members of the Commission and the timetable and method for achieving institutional reform ahead of enlargement;
5. Calls, therefore, on the Commission to act as a powerful political driving force and to ensure the consistency of the European political project — a role which it alone can play — with the aim of giving it a new equilibrium in institutional terms;

#### *The method*

6. Considers that the shortcomings of institutional reform in Amsterdam clearly highlight the inadequacy of the intergovernmental method as followed in preparing this IGC and in the IGC itself; deplors the very marked diplomatic nature of the entire process and notes that several Member States have drawn attention to the obvious limits of this method;
7. Considers in particular that the fact that any amendment to the Treaty must be unanimously approved is one of the main reasons why the results of the IGC in Amsterdam were so modest; considers therefore that, until Article 48 (former Article N) of the EU Treaty is amended, the need for a unanimous consensus should be maintained only in respect of the final results of negotiations;
8. Notes that the drafting of the Treaty must throw into relief the dual nature of European integration as a union of both peoples and states, thus involving, on the one hand, the Member States and, on the other, the product of universal suffrage, thereby establishing a specific constituent authority;
9. Is convinced, as it has already stressed in its abovementioned resolution of 19 November 1997, that, as regards the application of Article 48 (former Article N) of the Treaty, even with the maintenance of unanimity, the use of the Community method during preparations for the IGC can ensure, even before the Treaty is amended accordingly, more far-reaching reforms and that this method is in line with the letter and spirit of the existing Treaty;
10. Considers for this reason that it is incumbent upon the Commission to launch this process and that it should therefore draw up an initial preparatory document;
11. Considers that the Commission may have recourse, in accomplishing this task, to a group of independent eminent personalities and experts (a formula used by the Delors Committee) providing it is clear that it retains political responsibility throughout the preparatory process;

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12. Considers that the Community nature of this method implies that the Parliament and Commission in particular will engage in 'institutional consultation' so that the final document is based on an agreement between the two institutions;
  13. Is convinced that, in order to ensure the full democratic effectiveness of this preparatory work, it is advisable to organise a broadly based consultation process involving the national parliaments;
  14. Considers that, as part of this process, political parties, regional and local authorities, citizens' groups and the European public must be encouraged to give their opinion, notably by means of modern communication technologies;
  15. Demands that the President of the Commission regularly inform the Council Presidency and the Member States of the preparatory work being undertaken and that this information serve as a basis for initiating a political dialogue;
  16. Demands that these schemes for institutional reform form the basis of IGC negotiations and is convinced that, having been widely debated, these schemes will allow the IGC to be concluded and secure impressive results, and notes that good groundwork will also facilitate the Treaty ratification process;
  17. Considers it essential, given the importance of the Union's democratic legitimacy, that a new formula be found for the participation of the European Parliament to allow its representatives to take part in, and address, all meetings, which was not previously the case;
  18. Calls for the European Parliament to be accorded the right to ratify any new treaty, and considers that it should be accorded this right, by means of an ad hoc formula, as soon as the forthcoming reform gets under way;
  19. Stresses, as the President-in-Office of the Council has already done in his address of 12 January 1999, the political need to initiate at Union level a constitutional-type procedure which includes the establishment of a charter of fundamental rights and freedoms;
  20. Considers it therefore indispensable to identify in the Treaties simple principles which are comprehensible to all citizens, so as to mark a significant stage in the process of the constitutionalisation of the Community system, bearing in mind in particular the implications of monetary union and the establishment of an area of freedom, security and justice within which citizens enjoy European citizenship subject to full guarantees;
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21. Instructs its President to forward this resolution to the Presidency of the Council, the governments and the parliaments of the Member States and the Commission and the other Community institutions.

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## 24. East Timor

**B4-0459, 0467, 0470, 0474, 0478, 0494 and 0510/99**

### Resolution on the situation in East Timor

*The European Parliament,*

- having regard to its previous resolutions on Indonesia and East Timor, particularly those of 14 January 1999 <sup>(1)</sup>, 11 March 1999 <sup>(2)</sup> and 15 April 1999 <sup>(3)</sup>,

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<sup>(1)</sup> OJ C 104, 14.4.1999, p. 70.

<sup>(2)</sup> Minutes of that sitting, Part II, Item 7(c).

<sup>(3)</sup> Minutes of that sitting, Part II, Item 6.



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- A. noting with great concern the continuing murderous attacks by militiamen, armed by the Indonesian military, on the population and especially on independence activists, reportedly causing the death of over 150 people and the displacement of thousands, despite the signing of an agreement to end hostilities between pro and anti independence leaders in East Timor,
- B. welcoming the UN-brokered agreement between Indonesia and Portugal on the future of East Timor, signed on 5 May 1999, providing for a referendum on the future status of East Timor to take place on 8 August 1999, which, if rejected by the population, is to lead to the independence of the territory,
- C. gravely concerned about tensions building up in East Timor in the last months which could jeopardise the peace and security necessary for the referendum to take place under proper conditions,
- D. having regard to the serious worsening of the situation, the deaths of Ainaro, Maliana, Zumalai, Liquicá and Dili, the failure to respect good faith on the part of the pro-Indonesian militia and the Indonesian secret services and military, the recently signed and much publicised internal peace agreement, the continuing insecurity, the repeated statements by qualified international observers to the effect that the situation continues to be out of control, and the increasing prevalence of coercive action against the free-self determination of the Timorese,
- E. applauding the Australian diplomatic initiative and offer of funds and personnel for a UN force in East Timor,
1. Condemns in the strongest possible terms the massacres and criminal acts perpetrated by pro-Indonesian paramilitary groups, in collusion with the police and the Indonesian army, which have already caused an unknown number of deaths;
  2. Demands that the Indonesian authorities immediately suspend their military and logistical support to the paramilitary groups, disarm and dissolve these groups, and drastically reduce their own military presence on the territory of East Timor, as a necessary precondition for holding any popular ballot and implementing a peaceful and fair process of self-determination;
  3. Reaffirms likewise that a referendum is a mere formality unless it is organised and held under conditions of genuine freedom, i.e. in a climate of security and peace, which must be effectively guaranteed long before the time the vote is held; reaffirms, furthermore, that the date of the referendum is much less important than the date on which peace, tranquillity and confidence, on a long-term basis, return to Timor, and that the latter date should be now, a goal which the European Union is committed to achieving;
  4. Insists that the Indonesian authorities ensure that proper investigations are undertaken into the killings and harassment carried out so far and that all suspects are brought to justice;
  5. Urges President Habibie to take measures to fulfil his earlier promises to respect and to protect human rights;
  6. Calls on all concerned parties to do everything possible to ensure that the East Timorese population's right of self determination is respected and that a referendum takes place under fair and free conditions;
  7. Calls upon the Council, all Member States of the European Union and the UN to ensure that a UN police force is deployed immediately in East Timor and that a UN mission is instructed to help with the preparation and monitoring of the referendum;
  8. Calls once again for the immediate and unconditional release of all political prisoners, particularly Mr Xanana Gusmão who is currently under house arrest in Djakarta;
  9. Expresses deep concern at the fact that violence is spreading throughout the region;
  10. Instructs its President to forward this resolution to the Council, the Commission, the governments of the Member States, the Government of Indonesia, the Government of Australia, the Secretary General of the United Nations, ASEAN and the leader of the Timorese resistance movement, Xanana Gusmão.
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## 25. Middle East peace process

**B4-0460, 0479, 0486, 0488, 0495 and 0503/99**

### **Resolution on the Middle East peace process and the 4 May 1999 deadline**

*The European Parliament,*

- recalling its previous resolutions on the Middle East peace process,
  - having regard to UN Security Council Resolutions 242, 338 and 425,
  - having regard to the statement by the Berlin European Council of 25 March 1999 on the Middle East peace process,
- A. whereas under the Oslo Agreement the parties concerned agreed on a transitional period up to 4 May 1999 with a view to reaching a final status agreement,
- B. pointing out that, once the Israeli general election has taken place, all the negotiations already started between the Israelis and the Palestinians will have to be resumed and the Wye Plantation memorandum will have to be applied without delay,
- C. whereas both the European Union and the United States of America have called for an early resumption of the final status negotiations with the aim of concluding these within one year,
- D. whereas the Palestinian authorities decided to accept an extension of the transitional period beyond 4 May 1999,
- E. noting with satisfaction the reiteration by the Foreign Ministers attending the Euro-Mediterranean Conference in Stuttgart of their firm commitment to the basic principles underpinning the peace process,
1. Welcomes the statement issued by the Berlin European Council on the peace process, particularly the Palestinians' unconditional right to self-determination, including the right to create a state, which the EU is prepared to consider recognising in due course, and the undertakings given by the EU concerning the future settlement of the conflict;
  2. Reiterates its conviction that the final outcome of the current process must be the establishment of an independent Palestinian state and recognition of the State of Israel's existence and its right to security;
  3. Welcomes the Palestinian authorities' decision to accept an extension of the transitional period beyond 4 May 1999;
  4. Calls on the parties concerned to resume the final status negotiations with a view to an early conclusion and to refrain from unilateral actions and declarations on issues that form part of such negotiations (borders, water, the settlements, refugees and the final status of the Palestinians and Jerusalem);
  5. Calls on the Commission, the Council and the Member States and on the EU Special Envoy to make every effort to promote the resumption of these negotiations and calls, further, for the resumption of the negotiations on the Syrian and Lebanese aspects of the peace process;
  6. Instructs its President to forward this resolution to the Commission, the Council, the governments and parliaments of the Member States, the EU Special Envoy, the Government and Parliament of Israel and the Palestinian National Authority and Legislative Council.
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## 26. Human rights

(a) **B4-0461, 0473, 0475, 0480, 0496 and 0502/99**

### **Resolution on the issue of the death penalty and a universal moratorium on capital punishment**

*The European Parliament,*

- having regard to its previous resolutions on the death penalty,
- A. recalling the 1994 UN General Assembly resolution on establishing a universal moratorium on the death penalty, which was rejected by only eight votes,
  - B. recalling the 1997 UN Commission on Human Rights resolution (E/CN.4/1997/L.20) which said that the abolition of the death penalty helps reinforce human dignity and extend basic rights,
  - C. recalling the 3 April 1998 UN Commission on Human Rights resolution (E/CN.4/1998/L.20), calling for the establishment of a universal moratorium on the death penalty,
  - D. welcoming the fact that the resolution on the issue of the death penalty submitted this year to the UN Commission on Human Rights was the fruit of an initiative taken by the Union as such, sponsored by 72 countries, and was adopted on 28 April 1999 by 30 votes to 11 with 12 abstentions,
  - E. whereas the text of the resolution adopted regrettably failed to make explicit reference to tabling a resolution calling for the establishment of a universal moratorium on capital punishment at the forthcoming UN General Assembly,
1. Welcomes the adoption, on the Union's initiative, of the resolution on the abolition of the death penalty by the UN Commission on Human Rights;
  2. Supports present-day thinking on human rights amongst the peoples of the European Union, which insists on the dignity of each human person, in that the dignity of the offended person and that of the offender must be equal, and insists that the desire for and performance of justice must be dispassionate;
  3. Stresses that the UN Commission on Human Rights' adoption, for the third year in succession, of a resolution calling for the abolition of the death penalty, and the fact that a growing number of countries is sponsoring these resolutions, constitute the requisite premises for a principle of international law, which should now be affirmed by the UN General Assembly;
  4. Reiterates, therefore, its request to the Council, and to the German Presidency-in-Office in particular, to take whatever steps may be necessary to ensure that the Cologne European Council decides to call, on behalf of the European Union, for the issue of the moratorium to be entered on the agenda for the next UN General Assembly;
  5. Calls on the Council to instruct the coming Finnish Presidency-in-Office to table, on behalf of the Union, and before 20 August 1999, a formal request that the issue of the universal moratorium on capital punishment be entered on the agenda for the next UN General Assembly, and to take all requisite steps to achieve this;
  6. Instructs its President to forward this resolution to the Council and Commission and to the parliaments of the Member States.
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(b) **B4-0465, 0481, 0490, 0493 and 0509/99**

**Resolution on the trial of Mr Öcalan and the future of the Kurdish question in Turkey**

*The European Parliament,*

- having regard to its previous resolutions on Turkey and the Kurdish question, in particular its resolution of 25 February 1999 <sup>(1)</sup>,
  - having regard to the Turkish general and municipal elections of 18 April 1999,
  - having regard to the debate in the Council of Europe Parliamentary Assembly of 27 April 1999,
- A. whereas the Ankara State Security Court has finalised the indictment against the PKK leader Abdullah Öcalan, and the trial is scheduled to start on 31 May 1999,
- B. whereas the Public Prosecutor in Ankara has asked for the death penalty for Mr Öcalan,
- C. whereas Mr Öcalan's lawyers have appealed to the judicial authorities concerning violations of the right to a fair trial under Turkish law and under the European Human Rights Convention, to which Turkey is a signatory,
- D. whereas these alleged violations include limitations placed on access by the lawyers to Mr Öcalan, a policy of isolating the prisoner, and lack of neutrality on the part of the Court, and whereas there have recently been several cases of serious harassment of the lawyers,
- E. whereas the Court of Human Rights has on a number of occasions suspended the Turkish State Security Court's judgments because the training and competence of such special courts do not guarantee due process,
- F. having regard to the conviction and subsequent imprisonment of the chairman of the Human Rights Association, Mr Akin Birdal, and the publisher Mr Muzaffer İlhan Erdost, pursuant to Article 8 of the anti-terrorism law;
- G. whereas the Turkish elections resulted in significant national gains by the Democratic Left Party (DSP) and the National Action Party (MHP),
- H. whereas the People's Democracy Party (HADEP) also increased its national share of the vote, and gained 41 mayors in the local elections, despite the harassment and imprisonment of many of its leaders and activists and the prevention of campaigning activities by regional security forces,
- I. whereas all States applying to join the EU must fulfil the Copenhagen criteria, which require achievement of 'stability of institutions guaranteeing democracy, the rule of law, human rights, respect for and promotion of minorities',
1. Reiterates its expectation that the Turkish authorities will provide guarantees for the humanitarian treatment of Mr Öcalan and will ensure that a public and fair trial is held in accordance with Turkey's obligations under European and international law;
  2. Reconfirms its firm opposition to the death penalty;
  3. Is concerned at the severe restrictions imposed on access by lawyers to Mr Öcalan and at the continuing harassment of them, and calls on the Turkish authorities to guarantee their security;
  4. Underlines its concerns that a State Security Court is being used in the trial of Mr Öcalan, as the involvement of military judges compromises the independence of the process;
  5. Asks the Turkish authorities to allow international observers from the European Union and the Council of Europe to be admitted to the trial;

<sup>(1)</sup> Minutes of that sitting, Part II, Item 8.

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6. Calls on the Council and Commission to provide Parliament with regular and detailed reports on the trial of Mr Öcalan;
7. Asks the government to be formed in Turkey to address the causes of the conflict in Turkey by promoting both the urgent and necessary reforms to the political and legal system and economic and social development in the Kurdish areas of Turkey,
8. Notes, in this context, the statement by the President of the Constitutional Court calling for constitutional and legal reforms guaranteeing the fundamental right to free expression;
9. Calls on the Commission and Council to take all necessary measures to assist in the promotion of such a reform programme,
10. Instructs its President to forward this resolution to the Council, the Commission, the United Nations, the Turkish Government, the Turkish Grand National Assembly and the Parliamentary Assembly of the Council of Europe.

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(c) **B4-0462, 0491 and 0506/99**

#### **Resolution on the misuse of trials in politics in Malaysia**

*The European Parliament,*

- having regard to its previous resolutions on the political situation in Malaysia,
- A. whereas anti-government protests are regularly taking place in Malaysia demanding political reform and the release of prisoners who are victims of dubious trials, in particular Anwar Ibrahim and Lim Guan Eng,
  - B. deeply concerned by the verdict against Datuk Seri Anwar Ibrahim, former Deputy Prime Minister of Malaysia and his sentencing to six years of imprisonment on charges of corruption as well as the announcement of a further trial next month for charges of illegal sexual practices,
  - C. whereas the Malaysian legal system is currently under international judicial investigation,
  - D. concerned about the numerous irregularities of the aforementioned trial which have been recorded by the Malaysian Bar Council, representing 8 000 lawyers, which are symptomatic of shortcomings of the Malaysian legal system,
  - E. concerned by the finding of the Royal Commission of Inquiry that the then Inspector-General of Police Rahim Noor was responsible for assaulting and injuring Anwar Ibrahim and that Rahim Noor has been released without bail,
  - F. noting with satisfaction the statement by the Council of 16 April 1999 calling for an appeal in the case of Anwar Ibrahim but expressing its concern about the chances of success of appeals where other cases are concerned, such as that of Lim Guan Eng,
    1. Asks the Malaysian Government to stop its politically motivated crackdown on supporters of the reform movement, opposition parties or NGO activists;
    2. Urges the Malaysian authorities to take immediate steps to stop the excessive use of force by police and to bring to justice those responsible for abuse;
    3. Calls on the Government of Malaysia to take the necessary measures for a revision of the legal system and in particular the penal code which punishes homosexual acts between consenting adults with whipping and up to 20 years' imprisonment; considers allegations against detainees on the basis of these laws to be a particularly cruel form of persecution;

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4. Reiterates its call for the abolition or amendment of the Internal Security Act in its present form which, apart from running counter to international human rights conventions, the rule of law and democratic practice, allows those who peacefully express religious or political beliefs to be arrested and imprisoned, and denies adequate legal protection, defence and a fair trial before an open court;
5. Urges the Commission and the Council to make the further development of political cooperation between the European Union and Malaysia dependent on Malaysia's willingness to pay urgent attention to the observation of basic human rights within its borders;
6. Instructs its President to forward this resolution to the Commission, the Council and the Government and Parliament of Malaysia.

(d) B4-0463, 0468, 0477, 0482, 0497 and 0504/99

#### **Resolution on the human rights situation in Djibouti**

*The European Parliament,*

- having regard to its resolution of 18 December 1997 on the human rights situation in Djibouti <sup>(1)</sup>,
- A. alarmed by the human rights situation in Djibouti, particularly by the violence against opponents of the regime and human rights activists,
  - B. particularly concerned about the fate of some forty opponents of the political regime in Djibouti who are being held under particularly harsh conditions in Gabode prison,
  - C. whereas two prisoners have died in detention in recent months as a result of being denied the medical care required by their state of health,
  - D. whereas the main leaders of the Afar opposition, including Mr Mohamed Kadamy, the representative in Europe of the Front for the Restoration of Unity and Democracy in Djibouti, and several of their colleagues, as well as members of their families, were arrested in Ethiopia and Yemen, then extradited to Djibouti, where they are now in prison,
  - E. whereas none of these detainees has so far been allowed a fair trial or the services of a lawyer, although some of them have been in prison for 18 months,
  - F. having regard to the major movements of refugees and displaced persons, particularly from the Afar people, who are still being prevented from returning to their place of origin,
  - G. whereas Djibouti is a signatory to the Lomé Convention, Article 5 of which states that development cooperation shall be closely linked to respect for and enjoyment of fundamental human rights and freedoms,
1. Condemns the human rights violations perpetrated in the Republic of Djibouti and calls on the Government of Djibouti to respect fully the fundamental rights and freedoms, including freedom of opinion, freedom of speech and the right to a fair trial;
  2. Strongly condemns the treatment currently being meted out to those held in Djibouti's prisons, including Gabode prison, and calls as a matter of urgency for the sick and wounded to be given the treatment they require and for decent prison conditions to be guaranteed by the Djibouti authorities;
  3. Calls urgently on the Government of Djibouti to release all political prisoners and to provide all other prisoners with assurances that they will be given fair and equitable trials as soon as possible;
  4. Calls in particular on the recently elected President, Mr Guelleh, to take all necessary steps to guarantee human rights and the rule of law in his country, in accordance with his election promises;

<sup>(1)</sup> OJ C 14, 19.1.1998, p. 207.

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5. Calls on the Government of Djibouti to reopen the political dialogue needed for the reestablishment of a climate of confidence in the country;
6. Calls on the Government of Djibouti to do everything necessary to enable the groups of displaced persons and refugees, particularly the Afar people, to return to their places of origin, ensuring *inter alia* that their homes are rebuilt;
7. Calls in this connection on the Commission and the Council to monitor the human rights situation in Djibouti closely and to ensure that Article 5 of the Lomé Convention, which states that development cooperation shall be closely linked to respect for and enjoyment of fundamental human rights and freedoms, is respected;
8. Instructs its President to forward this resolution to the Council, the Commission, the ACP-EU Joint Assembly, the OAU and the governments of Djibouti, Ethiopia and Yemen.

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(e) **B4-0466, 0469, 0476, 0483, 0498 and 0501/99**

#### **Resolution on the ratification of the Statute of the International Criminal Court**

*The European Parliament,*

- having regard to its earlier resolutions on the International Criminal Court,
- A. whereas on 18 July 1998 the Rome Diplomatic Conference adopted the Statute of the Permanent International Criminal Court,
  - B. whereas the establishment of the International Criminal Court requires the Statute to be ratified by at least 60 countries,
  - C. whereas to date 82 countries have signed the Statute but only three countries — Senegal, Trinidad and Tobago and San Marino — have also ratified it,
  - D. whereas it is of the greatest importance for the establishment of an effective, safe international court of law for the International Criminal Court to be instituted and for it to become operational as early as possible and, at any event, by the end of the year 2000,
  - E. warmly welcoming the statements made by the Council to the United Nations Commission on Human Rights in Geneva expressing the Union's wish for a strong commitment to ratification and the rapid establishment of the International Criminal Court,
  - F. whereas in some of the Union's Member States, particularly Italy, France, Belgium and Finland, substantial progress has already been made in the process of ratifying the Statute of the International Criminal Court, although to date none of the EU Member States has ratified the Statute,
1. Congratulates the governments and parliaments of Senegal, Trinidad and Tobago and San Marino on already having ratified the Statute of the International Criminal Court;
  2. Reiterates its urgent call to the governments and parliaments of the Member States to make every effort to ratify the Statute of the International Criminal Court;
  3. Recommends the Member States not to make use of the 'opt out' (Article 124) whereby they may exclude war crimes from the jurisdiction of the Court for a transitional period of seven years;
  4. Urges the Council to take all necessary steps to ensure that the Parliaments of the Union's 15 Member States are able to ratify the Statute of the International Criminal Court as soon as possible;
  5. Calls on the Commission, the Council and the Member States to promote early ratification of the Statute by each of the applicant states;

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6. Calls on the Council and the Commission to make signing and/or ratification of the Statute of the International Criminal Court an essential negotiating point in concluding future agreements with third countries;
7. Calls on the Council and the Commission to do everything in their power to ensure that third countries which are linked to the Union by Association or Cooperation Agreements sign and/or ratify the Statute;
8. Calls on the Council and the Commission to make ratification of the Statute of the International Criminal Court by at least 60 countries by the end of the year 2000 a political objective of the Union and calls on the Council to ensure that this objective is discussed at the forthcoming Cologne European Council on 3 and 4 June, so that the Union can assume an active, determining role at the Preparatory Committees in July and next autumn;
9. Instructs its President to forward this resolution to the Council, the Commission, the Member State parliaments and the UN Secretary-General.

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## 27. Situation in the Comoros

**B4-0487, 0507 and 0508/99**

### Resolution on the *coup d'état* in the Comoros

*The European Parliament,*

- A. whereas the army, led by its chief of staff, Colonel Azali Assoumani, took power in the Comoros during the night of 29 and 30 April 1999 and declared the Comoran Constitution and institutions 'dissolved'; whereas this country has suffered its 18th *coup d'état* or attempted *coup d'état* since it gained independence on 6 July 1975,
  - B. recalling the open crisis caused by the secession of the island of Nzwani (formerly Anjouan) in 1997, resulting in a military confrontation between the islands which left many civilians dead,
  - C. recalling, also, the armed conflicts between the separatist factions from Nzwani during the period from October 1998 to February 1999,
  - D. having regard to the inter-island conference which met from 19 to 23 April 1999 in Antananarivo, under the aegis of the Organisation of African Unity (OAU), with the aim of finding a peaceful solution to the crisis,
  - E. whereas this conference led to the drafting of a framework agreement laying the foundations for a new state structure — the Comoran Union — for the three islands of the Comoros which Njazidja (formerly Grande Comore) and Mwali (formerly Mohéli) immediately endorsed, but which was not signed by the Nzwani delegation, which wished to consult the island's people,
  - F. having regard to the anti-Nzwani demonstrations which ensued on Njazidja, serving as a pretext for the army's *coup d'état*,
  - G. deploring the lack of coordination between, and the off-the-cuff nature of, the mediation efforts conducted by European leaders,
  - H. concerned at the implications of this *coup d'état*, particularly from a financial point of view, since the main donors made the granting of financial aid contingent on a return to normality in the Islamic Republic of Comoros,
  - I. whereas this country, which is characterised by extreme poverty and severe social inequality, is thus continuing to suffer the effects of a long period of political instability which is preventing any economic development and social progress,
  - J. noting that, since 1997, the Comoran crisis has caused a massive and artificial flow of refugees and illegal immigrants into the French '*collectivité territoriale*' of Mayotte,
1. Condemns the military *coup d'état* in the Comoros and calls for the immediate restoration of the rule of law and all the institutions closed down in the wake of the *coup d'état*;



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2. Regrets that the Comoran civil authorities were too slow in giving the peoples of Nzwani and Mwali sufficient guarantees to clear the way for the political reunification of the three islands and that the intransigence displayed by the separatist leaders prevented the final conclusion of the Antananarivo agreement;
3. Calls, therefore, on all the parties not to call into question the agreements reached at the inter-island conference and urges the citizens of Nzwani to endorse the framework agreement negotiated under the aegis of the OAU with a view to achieving a fair and lasting constitutional solution to the current crisis;
4. Calls on the European Union to lend its support to the OAU and the Member States involved in thrashing out a lasting and fair institutional solution and, with that aim in view, calls on the Commission to prepare an EU diplomatic initiative in favour of peace, a return to a transitional civilian regime and the establishment of balanced federal institutions;
5. Calls on the Commission, further, to draw up a humanitarian programme and, subject to the restoration of the rule of law, to prepare an emergency economic aid programme for the Comoros and, in particular, the civilian population of Nzwani, which has been subject to an embargo for the last year and a half;
6. Deplores the fact that *coups d'état*, armed rebellions or wars are still too frequently used as a means of settling conflicts or disputes on the African continent and notes with concern the responsibility borne by many African armed forces for undermining democratic processes and the rule of law;
7. Instructs its President to forward this resolution to the Council, the Commission, the Co-Presidents of the ACP-EU Joint Assembly, the Secretary-General of the OAU and the authorities of the three islands of the Comoros.

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## 28. Temelín nuclear power station

**B4-0457, 0464, 0484, 0489, 0499, 0500 and 0505/99**

### Resolution on the Czech nuclear power plant in Temelín

*The European Parliament,*

- having regard to the Commission communication on nuclear sector related activities for the applicant countries of Central and Eastern Europe and the New Independent States (COM(98)0134 — C4-0314/98),
  - having regard to the conclusions of the Council on nuclear safety in connection with enlargement of the European Union, dated 7 December 1998,
  - having regard to Special Report No 25/98 of the Court of Auditors concerning operations undertaken in the European Union measures in the field of nuclear safety in central and eastern Europe and in the New Independent States (NIS) (1990 to 1997 period),
  - having regard to the agreements which a number of Central and Eastern European countries and NIS have concluded with the European Bank for Reconstruction and Development (EBRD) in the context of the Nuclear Safety Account (NSA), in which the Community participates as a donor,
  - having regard to the Directive on the liberalisation of the electricity market in the European Union,
- A. whereas the Government of the Czech Republic will be taking an important decision, before the end of May 1999, on the future of the Soviet-designed type VVER 1 000 reactors under construction in Temelín,
- B. whereas the March 1999 final report of the international commission set up by the Czech Government in October 1998 examines economic viability of completing the Temelín nuclear power plant,

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- C. whereas energy supply alternatives are currently being devised in the Czech Republic in collaboration with EU Member States,
  - D. whereas for the Temelín nuclear power plant, because it is a prototype, attainment of the maximum safety level for nuclear power plants which is demanded of applicant countries could involve further technical and financial obstacles,
  - E. whereas there is no reliable solution for disposing of the highly radioactive waste produced by the nuclear power plant in operation,
  - F. whereas there is still considerable scope in the Czech Republic for achieving full energy efficiency,
  - G. whereas, in order to protect Europe's population, the highest nuclear safety standards are necessary for all nuclear power plants,
1. Draws attention to paragraph 17 of its resolution of 15 April 1999 <sup>(1)</sup> on the Regular Report from the Commission on the Czech Republic's progress towards accession;
  2. Calls on the Commission, together with representatives of the Czech Republic, and involving regional representatives and non-governmental organisations, to draw up an energy strategy containing both supply-related and consumer-related measures;
  3. Considers that the World Bank report found that between 1995 and 2010 there will be no increased demand for electricity throughout Europe; points out that Czech electricity exports in 1998 exceeded the imports, which means that this nuclear plant is presently not necessary for the supply of domestic energy;
  4. Restates the position expressed in its resolution of 11 March 1999 on the communication from the Commission to the Council and the European Parliament on nuclear sector-related activities for the applicant countries of Central and Eastern Europe and the New Independent States <sup>(2)</sup>, that 'sovereign states have the right to determine their energy options, including the nuclear option';
  5. Requests the Czech Government and the Czech authorities in general, in view of the forthcoming accession of the Czech Republic to the EU, before taking their final decision on the future of the Temelín nuclear plant, to endeavour to comply in full with safety criteria and to continue its cooperation with the IAEA;
  6. Recalls the WENRA (Western European Nuclear Regulators Association) report which expressed doubts as to whether the Temelín plant would be able to meet Western standards, since its costs would be too high;
  7. Takes the view that the technical and financial efforts needed to complete and operate the Temelín plant in compliance with the highest possible safety standards will be so great that priority ought to be given to the implementation of non-nuclear solutions so as to avert a threat to the population;
  8. Expects that, when alternative solutions are implemented, appropriate European Union programmes in the direction of financial support will be made use of;
  9. Requests the Commission to support the Czech Republic, if it so wishes, in the implementation of non-nuclear options;
  10. Asks that issues such as energy and nuclear safety continue to be referred to the EP-Czech Republic Joint Parliamentary Committee;
  11. Instructs its President to forward this resolution to the Council, the Commission and the Czech Government.

<sup>(1)</sup> Minutes of that sitting, Part II, Item 15(d).

<sup>(2)</sup> Minutes of that sitting, Part II, Item 16.

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## 29. Schengen

**B4-0429/99/rev.**

### Resolution on the Schengen *acquis*

*The European Parliament,*

- having regard to the Protocol on the Schengen cooperation arrangements annexed to the Amsterdam Treaty, which entered into force on 1 May 1999,
  - having regard to its recommendation of 14 January 1999 to the Council on the programme of activities to be conducted under the Schengen cooperation arrangements up to June 1999 <sup>(1)</sup>,
  - having regard to the situation *vis-à-vis* the integration of the Schengen *acquis* into the European Union framework,
- A. having noted that the Council of the European Union has replaced the Schengen Executive Committee as of 1 May 1999,
- B. whereas the legislation drawn up in relation to the Schengen cooperation arrangements will provide the new Title IV of the EC Treaty with a firm foundation on which subsequent developments can build,
- C. whereas, moreover, the integration of the Schengen *acquis* will also make for greater effectiveness and transparency in police cooperation under the third pillar, to the benefit of citizens in the Member States,
- D. whereas, moreover, the recent statements by the United Kingdom and Ireland, suggesting the broad involvement of these countries in the strengthened cooperation arrangements which bind together the other Member States in the Schengen system, are a promising indication that differing levels of cooperation can be avoided,

### *Decisions on the Schengen acquis*

1. Commends the efforts by the German Presidency to ensure that one of the major improvements made by the Treaty comes to fruition;
2. Urges the Council to respect scrupulously the prerogatives of Parliament and to recognise the jurisdiction of the Court of Justice, particularly in those spheres of the Schengen *acquis* transferred to the first pillar;
3. Condemns first of all the fact that, despite repeated requests by Parliament, the Council Presidency has not only failed to consult the latter on the draft decisions defining the Schengen *acquis*, determining how the legal bases are to be split between the first and third pillars and setting out the terms governing the involvement of Norway and Iceland, but, moreover, has not even informed it of the same, despite its undertakings of March 1998;
4. Points out that existing controls on travel between Iceland/Norway and the Schengen states can only be lifted when Iceland and Norway have met the required standards for the protection of the external frontiers of the Schengen area, in order to protect citizens from crime and ensure free movement;
5. Reiterates the view it has expressed in previous resolutions that it is unacceptable for Community and European Union law to be established on the basis of a unilateral act by the Council, without consulting Parliament; believes that this directly affects Parliament's prerogatives; calls on the competent bodies to investigate whether an action might be brought for this failure to consult Parliament;
6. Reserves the right to conduct a political and legal review of these decisions once they and all acts cited therein have been published in the *Official Journal*, and as of now:
  - with regard to the decision on splitting the legal bases between the first and third pillars (doc. 6816/8/98 rev. 8), regrets that it has not proved possible to take a clear decision on the Schengen Information System; opposes the ambiguous status of the standing committee on Schengen implementation, which, under the first pillar, finds itself in competition with the Commission;

<sup>(1)</sup> OJ C 104, 14.4.1999, p. 143.

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- with regard to the decision on the arrangements governing the involvement of Norway and Iceland (doc. 6611/3/99 rev. 3) and on the activities of the Executive Committee dealing with the partnership agreement (doc. 5339/3/99 rev. 3), asks to be kept fully informed of the course taken by this partnership, not only when the acts extending the *acquis* are drawn up, but also at the regular meetings of the interparliamentary delegations with these two countries;
- 7. Hopes that, as regards the definition of the Schengen *acquis* (doc. 5619/4/99 rev. 4), the Council will also publish, for information purposes, all those texts which, although no longer binding in nature, provide access to the original Schengen legislation, including the full text of the Convention of 19 June 1990; hopes also to be informed of the situation vis-à-vis the convention on penalties, signed on 28 April 1999;
- 8. Insists on being fully informed of the conditions under which the Schengen Secretariat is to be absorbed into the Council's administration;

***Prospects for the Schengen cooperation arrangements***

9. Calls on the Commission and Council to establish, as quickly as possible, a coherent and ambitious programme which contains all aspects of Titles IV and VI of the Treaty and builds on the foundation of the Schengen *acquis*; to that end, calls on the Commission and Council:
- to develop visa policy and asylum policy further;
  - to develop the detection and reporting of alleged abuses of fundamental rights;
10. Believes that in harmonising legislation on issuing visas and corroborating instances of abuse, provision should be made for the setting-up of a trans-European network which would eventually replace the Schengen Information System, a suggestion already made by Parliament in its abovementioned recommendation of 14 January 1999;
11. Calls on the Schengen Joint Supervisory Authority to pursue its work and step up its data inspection activity, in the interest of citizens and management effectiveness alike; calls on the Commission to submit a proposal based on Article 286 of the Treaty to that effect; calls for data in the sphere of police cooperation to be afforded a high level of protection;
12. Calls on the European Council to consider implementing an ambitious programme to extend the area of freedom, security and justice, including police cooperation, at its meetings in Cologne and in Tampere on 15 October 1999;

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13. Instructs its President to forward this resolution to the next meeting of the European Council in Cologne, to the Council and Commission, and to the parliaments and governments of the Member States.

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### **30. Fixed-term work**

**A4-0261/99**

**Resolution on the Commission proposal for a Council Directive concerning the framework agreement on fixed-term work concluded by UNICE, CEEP and the ETUC (COM(99)0203 – C4-0220/99)**

*The European Parliament,*

- having regard to the Commission proposal (COM(99)0203 – C4-0220/99),
- having regard to the Agreement on social policy included in Protocol No 14 on social policy, annexed to the Treaty establishing the European Community, particularly Articles 3(4) and 4(2),

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- having regard to the Commission Communication to the Council and Parliament concerning the application of the Agreement on social policy (COM(93)0600 – C3-0008/94),
  - having regard to the declaration of the Dublin European Council in December 1996 on employment,
  - having regard to the Commission Green Paper on partnership for a new organisation of work (COM(97)0128 – C4-0187/97),
  - having regard to the Framework agreement on fixed-term work concluded by the European social partners UNICE, CEEP and the ETUC on 18 March 1999,
  - having regard to the decision of those social partners to request the Commission to submit the above agreement to the Council with a view to its implementation,
  - having regard to its resolutions of 10 July 1990 on an initiative for a draft directive on atypical employment contracts and employment relationships <sup>(1)</sup>, 3 May 1994 on the application of the Agreement on social policy <sup>(2)</sup>, 18 September 1996 on a reduction and adaptation of working time <sup>(3)</sup>, 18 July 1997 on the Commission Communication concerning the development of the social dialogue at Community level <sup>(4)</sup> and 6 November 1997 on the Commission Communication on modernising and improving social protection in the European Union <sup>(5)</sup>,
  - having regard to the report of the Committee on Employment and Social Affairs (A4-0261/99),
- A. whereas new forms of flexible (atypical) employment relationships, including fixed-term employment, are gaining in significance on the national employment markets in the European Union in view of moves to increase the flexibility of the employment market,
- B. whereas national laws regulating employment and social insurance, particularly those on pension provision, do not properly address this trend because they are still taking indefinite, permanent employment relationships as the norm when framing national legal provisions,
- C. whereas people in atypical employment face discrimination compared with those in indefinite employment, in terms of their conditions of employment (protection from dismissal, pay, paid annual leave, paid sick leave, paternity or maternity leave and vocational retraining) and social insurance (unemployment, pension and health insurance),
- D. whereas differences in national provisions are causing distortion of competition in the internal market and whereas the agreement does not lay down binding, uniform European minimum standards,
- E. whereas Parliament has steadfastly called for the abolition of any discrimination in employment and social law against people in atypical employment, and whereas the Commission adopted this position in its initiative for the second-stage consultation of the social partners,
- F. whereas the social partners acknowledge that permanent employment relationships are the rule and fixed-term employment relationships the exception and will remain so in future,
- G. whereas the social partners recognise that the quality of fixed-term work in Europe must be improved and the abuse of fixed-term employment relationships must be stopped,
- H. whereas it may be considered objectively appropriate that solely initial vocational training and apprenticeship schemes, and employment relationships under specific public or publicly-supported training, integration and retraining programmes, can be the only contractual relationships excluded from the scope of this agreement, and whereas, measured against the social partners' agreement on part-time work, this may be judged to be a step in the right direction,

<sup>(1)</sup> OJ C 231, 17.9.1990, p. 32.

<sup>(2)</sup> OJ C 205, 25.7.1994, p. 86.

<sup>(3)</sup> OJ C 320, 28.10.1996, p. 97.

<sup>(4)</sup> OJ C 286, 22.9.1997, p. 338.

<sup>(5)</sup> OJ C 358, 24.11.1997, p. 51.

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- I. whereas the social partners recognise that linking fixed-term employment relationships to objective reasons is a way of preventing abuse,
- J. whereas the agreement does not contain an exhaustive list of objective reasons permitting fixed-term employment contracts to be concluded,
- K. whereas under the case-law of the European Court objective reasons may not be cited to justify exceptions from the rule of non-discrimination that are discriminatory in their effect unless it can be shown that:
  - the purpose being pursued is legitimate (that is, generally acceptable and in need of protection) and takes priority over the principle of non-discrimination, and
  - it is not possible to fulfil that purpose by some other course of action (that is not discriminatory or less so), which means that the measures chosen are appropriate and necessary,
- L. whereas the social partners recognise the need to effect innovations in occupational social security systems, particularly in the transferability of employees' rights, so as to adapt them to current employment market conditions,
- M. whereas the agreement allows discrimination against fixed-term workers as compared with permanent workers for objective reasons, such as on the grounds of a difference in their length of time with the company or their employment, which may arise in connection with the company's pension provision or vocational retraining programme and whereas such discrimination must be restricted to an absolute minimum,
- N. whereas the Member States and/or the social partners can choose from three options to prevent abuse arising from the use of successive fixed-term employment contracts (chain contracts), but at least one of them has already been fulfilled in most Member States, so that only two Member States would have to introduce completely new legal provisions; whereas, however, no standards are being set for their quality because the agreement does not specify either objective reasons, a maximum duration or maximum number of extensions,
- O. whereas the Member States and/or the social partners will determine what fixed-term employment contracts or relationships are 'successive' and from what point they should be regarded as indefinite,
- P. whereas there will continue to be differences in national provisions on fixed-term employment and whereas sectoral provisions and special provisions for specified groups of employees may also arise, and hence no uniform European minimum standard is being defined, so that distortion of competition will not be eradicated by the agreement,
- Q. whereas 14 million people in the European Union are working in fixed-term employment relationships,
- R. whereas more than half of fixed-term employees are women,
- S. whereas large parts of the Framework agreement are purely declaratory in nature and can thus only make a small contribution to creating comprehensive legal instruments to abolish at EU level existing forms of discrimination against all people in atypical employment,
- T. whereas in the spirit of the above resolutions progress has been made towards involving the other representative social partners in a suitable way in future negotiations under the social protocol,
- U. whereas the agreement must help in overcoming gender-specific segregation of the employment market and cannot justify direct or indirect discrimination on grounds of gender, race, ethnic origin, religion and philosophy, disability, age or sexual orientation,
- V. whereas the procedure under Articles 3 and 4 of the Agreement on social policy may be useful in some cases – especially to overcome an impasse in the Council – but must not in any circumstances be allowed to be a systematic replacement for the normal legislative process,

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- W. whereas the social protocol is likely to result in agreement by the social partners only on a consensus basis, when Parliament and the Council could have decided on the subject of the present agreement by a (qualified) majority,
- X. whereas the European Council's Dublin declaration on employment noted that there was a particular need to make social protection systems more employment-friendly, and that they should be so further developed as to adapt to new patterns of work and to provide appropriate social protection to anyone engaged in such work,
- Y. whereas the social partners' agreement was not concluded until three-and-a-half years after the Commission's first consultation and three years after the second (and the negotiations lasted over 12 months),
1. Welcomes the social partners' recognition that the quality of fixed-term employment must be improved and that the abuse of fixed-term employment relationships must be stopped;
  2. Welcomes the principle of non-discrimination against fixed-term employees set out in the agreement;
  3. Welcomes the fact that solely initial vocational training and apprenticeship schemes, and employment relationships under specific public or publicly supported training, integration and retraining programmes, can be the only contractual relationships excluded from the scope of this agreement, and, measured against the social partners' agreement on part-time work, judges this to be a step in the right direction;
  4. Welcomes the agreement's acknowledgement that 'employment contracts of an indefinite duration are the general form of employment relationships and contribute to quality of life of the workers concerned and improve performance';
  5. Urges the Council to approve the framework agreement on fixed-term work concluded by UNICE, CEEP and the ETUC;
  6. Notes that the agreement allows fixed-term employees to be placed at a disadvantage compared with permanent employees on objective grounds without defining those grounds and insists that such discrimination must be restricted to an absolute minimum;
  7. Notes that the agreement concluded by the social partners is confined to fixed-term employment, and calls on the Commission to submit forthwith proposals for directives that will place the forms of atypical employment relationships that have not yet been regulated, in particular temporary work (through agencies) and telework, on the same footing as indefinite full-time working relationships;
  8. Points out that the agreement only covers employment relationships and excludes social security questions, which are in need of legal regulation, and accordingly calls on the Commission to put forward as soon as possible a proposal for a supplementary directive, to include the field of social protection so as to ensure that employees will not suffer discrimination owing to the kind of work they perform;
  9. Calls on the social partners to recognise the need to effect innovations in occupational social security systems, particularly in the transferability of employees' rights, so as to adapt them to current employment market conditions;
  10. Calls for future agreements between the social partners to establish the principle of non-discrimination not only as regards conditions of employment and occupational social security but also for mandatory social security and social protection;
  11. Calls on the Commission and the social partners in future to propose rules designed to rid flexible forms of working of their second-class image by setting a number of practical objectives aimed at improving the situation of those in atypical employment;
  12. Welcomes the fact that the social partners recognise that fixed-term employment relationships are the exception and indefinite employment relationships the rule, and therefore regrets that no practical measures have been taken in the agreement to curb fixed-term employment;
  13. Welcomes the fact that the social partners recognise that linking fixed-term employment relationships to objective reasons is a way of preventing abuse;

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14. Criticises the fact that the agreement only establishes provisions for successive fixed-term employment relationships;
15. Welcomes the fact that the agreement will introduce new provisions for successive fixed-term employment contracts in at least two Member States, and hopes for an improvement in the provisions already applying in all the others;
16. Regrets the non-binding nature of the provisions that are supposed to prevent abuse arising from the use of successive fixed-term employment, because they do not comprise any qualitative or quantitative standards, so that the agreement itself will not automatically ensure that the situation of fixed-term employees really does improve, which will then have to be achieved by transposing the agreement into national rules;
17. Points out that the agreement does not set a uniform European minimum standard for successive fixed-term employment contracts because the Member States have a choice between three options and, in addition, differing sectoral definitions of chain employment contracts are allowed;
18. Calls on the social partners to stipulate in future negotiations that — having regard to the case-law of the European Court of Justice — objective reasons may not be cited to justify exceptions from the rule of non-discrimination that are discriminatory in their effect unless it can be shown that, firstly, the purpose being pursued is legitimate (that is, generally acceptable and in need of protection) and takes priority over the principle of non-discrimination, and, secondly, that it is not possible to fulfil that purpose by some other course of action (that is not discriminatory or less so), which means that the measures chosen are appropriate and necessary;
19. Insists that, when this agreement is transposed into national law or when any future rules are laid down for flexible forms of working, it should not be possible to justify differential treatment solely on the grounds that the activity is pursued in the context of a flexible form of employment;
20. Notes that the agreement can only do justice to its purpose of removing discrimination against fixed-term employees and ensuring that the abuse of fixed-term employment is stopped if appropriate measures are taken when it is transposed into national rules;
21. Regrets that the agreement that has been concluded fails to make any provision regarding the priority of access of employees on fixed-term contracts to jobs that are created;
22. Reserves the right to take parliamentary initiatives in the future, should the Commission fail to submit proposals which fully cover those aspects not yet regulated;
23. Criticises the procedure under Articles 3 and 4 of the protocol on social policy and Articles 138 and 139 of the Treaty of Amsterdam as too time-consuming and extremely cumbersome and considers that its rights have been restricted by the procedure that has been applied;
24. Accordingly further regrets the fact that the protocol on social policy was incorporated virtually unchanged in the Treaty of Amsterdam and calls for a right of codecision for Parliament under the legislative procedure pursuant to Articles 138 and 139 of the Treaty analogous to that of the Council, namely in the form of a general right of rejection or approval;
25. Repeats for this reason its call for an interinstitutional agreement for joint rules on the practical application of Articles 138 and 139 of the Treaty of Amsterdam and urges the Commission and Council to begin serious talks with Parliament so as to reach a satisfactory solution;
26. Calls on the Council to implement the Dublin declaration on employment, particularly by making social protection systems more employment-friendly and developing them so that they are capable of adapting to new patterns of work and providing appropriate social protection to anyone engaged in such work;
27. Calls on the Member States and/or the social partners to place all the necessary information at the Commission's disposal to enable it to report on the further progress of fixed-term employment in the Union in its annual report on the employment situation;
28. Calls on the Member States and their social partners, in accordance with the framework agreement, to improve the quality of fixed-term employment in practical terms, to prevent abuse and bring social protection into line with the conditions applying to indefinite employment;
29. Instructs its President to forward this resolution to the Council, the Commission, UNICE, CEEP and the ETUC.



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## ATTENDANCE REGISTER

6 May 1999

The following signed:

d'Aboville, Adam, Aelvoet, Ainardi, Alavanos, Amadeo, Anastassopoulos, d'Ancona, Andersson, André-Léonard, Andrews, Añoveros Trias de Bes, Antony, Aparicio Sánchez, Areitio Toledo, Arias Cañete, Arroni, Baggioni, Baldi, Baldini, Banotti, Bardong, Barón Crespo, Barros Moura, Barthet-Mayer, Barton, Barzanti, Bébéar, Bennasar Tous, Berend, Berès, Bernard-Reymond, Bertens, Berthu, Bianco, Billingham, van Bladel, Bloch von Blottnitz, Blokland, Blot, Böge, Bösch, Bonde, Bontempi, Boogerd-Quaak, Bourlanges, Breyer, Brinkhorst, Brok, Bru Purón, Buffetaut, Burtone, Cabezón Alonso, Camisón Asensio, Campos, Campoy Zueco, Cardona, Carlotti, Carnero González, Carniti, Cars, Casini Carlo, Cassidy, Castagnède, Castagnetti, Castricum, Caudron, Cederschiöld, Ceyhun, Chanterie, Christodoulou, Coates, Coelho, Cohn-Bendit, Colajanni, Colino Salamanca, Collins Gerard, Collins Kenneth D., Colombo Svevo, Colom i Naval, Corbett, Cornelissen, Correia, Corrie, Costa Neves, Cot, Cottigny, Cox, Crampton, Crawley, Crowley, Cunha, Cunningham, Cushnahan, van Dam, Damião, Dankert, Darras, Dary, Daskalaki, De Esteban Martin, De Giovanni, Delcroix, Dell'Alba, De Luca, Desama, Dillen, Dimitrakopoulos, Donnay, Donnelly Alan John, Donner, Dührkop Dührkop, Duhamel, Dupuis, Dybkjær, Ebner, Eisma, Elchlepp, Elles, Elliott, Elmalan, Eriksson, Escolá Hernandez, Estevan Bolea, Evans, Fabra Vallés, Fabre-Aubrespy, Falconer, Fantuzzi, Farassino, Fassa, Fayot, Féret, Fernández-Albor, Fernández Martín, Ferrer, Ferri, Filippi, Fitzsimons, Flemming, Florenz, Florio, Fontaine, Fontana, Ford, Fraga Estévez, Friedrich, Frischenschlager, Frutos Gama, Funk, Gähler, Gahrton, Galeote Quecedo, Gallagher, García Arias, García-Margallo y Marfil, Garosci, Garot, Garriga Polledo, Gasòliba i Böhm, Gebhardt, Ghilardotti, Giansily, Gillis, Gil-Robles Gil-Delgado, Girão Pereira, Glante, Glase, Goedbloed, Goepel, Goerens, Görlach, Gomolka, González Álvarez, Graefe zu Baringdorf, Graenitz, Graziani, Green, Gröner, Grosch, Grossetête, Günther, Guinebertière, Gutiérrez Díaz, Haarder, von Habsburg, Habsburg-Lothringen, Hänsch, Hager, Hallam, Happart, Hardstaff, Harrison, Hatzidakis, Haug, Hautala, Hawlicek, Heinisch, Hendrick, Herman, Hermange, Hernandez Mollar, Herzog, Hindley, Hoff, Holm, Hoppenstedt, Hory, Howitt, Hudgton, Hughes, Hulthén, Hyland, Ilaskivi, Iivitzky, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jackson, Jarzembowski, Jensen Kirsten M., Jensen Lis, Jöns, Jové Peres, Junker, Karamanou, Katiforis, Kellett-Bowman, Keppelhoff-Wiechert, Kestelijn-Sierens, Killilea, Kindermann, Kinnock, Kittelmann, Kjer Hansen, Klauf, Koch, Kofoed, Kokkola, Konrad, Krarup, Krehl, Kreissl-Dörfler, Kristoffersen, Kronberger, Kuckelkorn, Kuhn, Kuhne, Lage, Lagendijk, Laignel, Lambraki, Lambrias, Lang, Lange, Langen, Langenhagen, Lannoye, Larive, de Lassus Saint Geniès, Lataillade, Laurila, Lehideux, Lehne, Lenz, Leopardi, Le Pen, Leperre-Verrier, Le Rachinel, Liese, Lindeperg, Lindholm, Lindqvist, Linkohr, Löow, Lomas, Lukas, Lulling, McAvan, McCarthy, McCartin, McGowan, McKenna, McMahon, McMillan-Scott, McNally, Maes, Maij-Weggen, Malangré, Malerba, Malone, Manisco, Mann Erika, Mann Thomas, Marin, Marinho, Marinucci, Marset Campos, Martens, Martin David W., Martin Philippe-Armand, Martinez, Mayer, Medina Ortega, Megahy, Mendes Bota, Méndez de Vigo, Mendiluce Pereiro, Menrad, Metten, Miller, Miranda, Miranda de Lage, Mohamed Ali, Mombaur, Moniz, Moorhouse, Moreau, Morgan, Morris, Mottola, Mouskouri, Müller, Mulder, Murphy, Muscardini, Mutin, Myller, Napoletano, Nassauer, Needle, Newens, Neyts-Uytbroeck, Nicholson, Nordmann, Oddy, Oomen-Ruijten, Oostlander, Otila, Paasilinna, Paasio, Pack, Pailler, Palacio Vallelersundi, Palm, Papakyriazis, Papayannakis, Peijs, Pérez Royo, Peter, Piecyk, Pimenta, Pinel, Pirker, des Places, Plooij-van Gorsel, Plumb, Poettering, Pohjamo, Poisson, Pollack, Pompidou, Pons Grau, Porto, Posada González, Posselt, Pradier, Pronk, Provan, Puerta, van Putten, Querbes, Quisthoudt-Rowohl, Rack, Ramírez Heredia, Randzio-Plath, Rapkay, Raschhofer, Rauti, Read, Reding, Rehder, Ribeiro, Riis-Jørgensen, Rinsche, Ripa di Meana, Robles Piquer, Rocard, Rosado Fernandes, de Rose, Roth-Behrendt, Rothe, Rothley, Roving, Rübig, Rynnänen, Saint-Pierre, Sakellariou, Salafranca Sánchez-Neyra, Samland, Sandberg-Fries, Sandbæk, Sanz Fernández, Sarlis, Sauquillo Pérez del Arco, Scarbonchi, Schäfer, Schaffner, Schiedermeier, Schierhuber, Schifone, Schlechter, Schleicher, Schmid, Schmidbauer, Schörling, Schröder, Schroedter, Schulz, Schwaiger, Seal, Secchi, Seillier, Seppänen, Sichrovsky, Sierra González, Simpson, Sindal, Sisó Cruellas, Sjøstedt, Skinner, Smith, Soltwedel-Schäfer, Sonneveld, Sornosa Martínez, Soulier, Spaak, Speciale, Spencer, Spiers, Stenzel, Stewart-Clark, Stirbois, Stockmann, Striby, Svensson, Swoboda, Tamino, Tannert, Tappin, Telkämper, Terrón i Cusí, Teverson, Theato, Thors, Thyssen, Tillich, Tindemans, Titley, Tomlinson, Torres Couto, Torres Marques, Trakatellis, Trizza, Truscott, Väyrynen, Valdivielso de Cué, Vallvé, Valverde López, Vanhecke, Varela Suanzes-Carpegna, Vaz da Silva, Vecchi, van Velzen W.G., van Velzen Wim, Verde i Aldea, Verwaerde, Vinci, Viola, Virgin, Virrankoski, Voggenhuber, Waddington, Walter, Watson, Watts, Weber, Weiler, Wemheuer, White, Whitehead, Wibe, Wiebenga, Wieland, Wiersma, Wijsenbeek, Willockx, Wilson, von Wogau, Wolf, Wynn, Zimmermann

Thursday 6 May 1999

## ANNEX I

## Result of roll-call votes

(+) = For

(–) = Against

(O) = Abstention

## 1. McCarthy/Hatzidakis recommendation – A4-0264/99

## Decision

402

(+)

**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uytbroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Carnero González, Eriksson, Gutiérrez Díaz, Ilivitzky, Seppänen, Sjöstedt, Sornosa Martínez, Svensson

**I-EDN:** Blokland, van Dam, Nicholson, Sandbæk

**NI:** Amadeo, Farassino, Trizza

**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bannasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Elles, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lhideux, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Sisó Cruellas, Sonneveld, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lange, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusi, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, van Bladel, Cardona, Collins Gerard, Daskalaki, Donnay, Giansily, Girão Pereira, Guinebertière, Hermange, Lataillade, Marin, Martin Philippe-Armand, Poisson, Pampidou, Rosado Fernandes, Schaffner

Thursday 6 May 1999

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, Lindholm, McKenna, Müller, Schörling, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

18

(—)

**ARE:** Escolá Hernando, Maes, Posada González

**I-EDN:** Berthu, Buffetaut, Fabre-Aubrespy, des Places, Seillier, Striby

**NI:** Blot, Hager, Kronberger, Le Pen, Raschhofer, Sichrovsky

**PPE:** Anastassopoulos, Liese

**V:** Schroedter

29

(O)

**ARE:** Hudghton

**GUE/NGL:** Ainardi, González Álvarez, Herzog, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Vinci

**I-EDN:** Bonde, Jensen Lis, Krarup

**NI:** Dillen, Féret, Rauti, Vanhecke

**PPE:** Lehne, de Rose

**PSE:** Happart

## 2. Varela Suanzes-Carpegna recommendation — A4-0246/99

### Amendment 3

425

(+) )

**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Ainardi, Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Fabre-Aubrespy, Nicholson, des Places, Seillier, Striby

**NI:** Amadeo, Farassino, Hager, Kronberger, Raschhofer, Rauti, Sichrovsky, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, Ebner, Elles, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gähler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Kristoffersen, Lambrias, Langenhagen, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel,

Thursday 6 May 1999

Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Karamanou, Katiforis, Kindermann, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lange, Lindeperg, Linkohr, Löow, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, van Bladel, Cardona, Collins Gerard, Daskalaki, Donnay, Giansily, Girão Pereira, Guinebertière, Hermange, Lataillade, Marin, Martin Philippe-Armand, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Gahrton, Hautala, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

13

(—)

**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Sandbæk

**NI:** Antony, Blot, Dillen, Lang, Le Pen, Martinez, Vanhecke

7

(O)

**ARE:** Escolá Hernando, Maes

**NI:** Féret

**PPE:** Hoppenstedt, Langen, Lehne

**PSE:** Berès

### 3. Varela Suanzes-Carpegna recommendation — A4-0246/99

#### Amendment 4

409

(+)

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Gasöliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ainardi, Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**NI:** Farassino, Hager, Kronberger, Raschhofer, Sichrovsky, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Campoy Zueco, Casini Carlo, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Cornelissen, Costa Neves, Cunha,

Thursday 6 May 1999

Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Ilaskivi, Jarzebowski, Keppelhoff-Wiechert, Kittelmann, Kristoffersen, Lambrias, Langenhagen, Laurila, Lehideux, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Rack, Reding, Rinsche, Robles Piquer, de Rose, Roving, Salafranca Sánchez-Neyra, Sarlis, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Stenzel, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnoek, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lange, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Cardona, Collins Gerard, Daskalaki, Donnay, Giansily, Girão Pereira, Guinebertière, Hermange, Lataillade, Marin, Martin Philippe-Armand, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

25

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**I-EDN:** Berthu, Blokland, Bonde, Buffetaut, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Amadeo, Antony, Blot, Dillen, Lang, Le Pen, Le Rachinel, Martinez, Rauti, Stirbois, Vanhecke

**PPE:** Schiedermeier

16

(O)

**ARE:** Escolá Hernando

**NI:** Féret

**PPE:** Cassidy, Corrie, Florenz, Heinisch, Jackson, Kellett-Bowman, Klaß, Koch, Langen, Liese, Provan, Quisthoudt-Rowohl, Spencer, Stewart-Clark

#### 4. *Jons recommendation — A4-0250/99*

##### *Amendment 8*

428

(+)

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist,

Thursday 6 May 1999

Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ainardi, Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Blokland, Buffetaut, van Dam, Fabre-Aubrespy, Nicholson, Seillier, Striby

**NI:** Amadeo, Farassino, Hager, Kronberger, Raschhofer, Sichrovsky, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bannasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Campoy Zueco, Casini Carlo, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jarzembowski, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Majj-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Stenzel, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lange, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, van Bladel, Cardona, Collins Gerard, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Lataillade, Marin, Martin Philippe-Armand, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Hautala, Holm, Kreissl-Dörfler, McKenna, Müller, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

19

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**NI:** Antony, Blot, Dillen, Lang, Le Pen, Le Rachinel, Martinez, Rauti, Stirbois, Vanhecke

**PPE:** Cassidy, Corrie, Elles, Jackson, Kellett-Bowman, Plumb, Provan, Spencer, Stewart-Clark

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(O)

**I-EDN:** Bonde, Jensen Lis, Krarup, des Places, Sandbæk

**NI:** Féret

**PPE:** Lehne

Thursday 6 May 1999

## 5. Jons recommendation – A4-0250/99

## Amendment 9

436

(+)

**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Ainardi, Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Blokland, van Dam, Nicholson

**NI:** Amadeo, Farassino, Hager, Kronberger, Raschhofer, Sichrovsky, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bannasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Elles, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricou, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lange, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, van Bladel, Cardona, Collins Gerard, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Lataillade, Marin, Martin Philippe-Armand, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

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**I-EDN:** Berthu, Buffetaut, Fabre-Aubrespy, des Places, Seillier, Striby

**NI:** Antony, Blot, Dillen, Lang, Le Pen, Le Rachinel, Martinez, Rauti, Stirbois, Vanhecke

Thursday 6 May 1999

**PSE:** Bowe

7

(O)

**I-EDN:** Bonde, Jensen Lis, Krarup, Sandbæk**NI:** Féret**PPE:** Lehne, de Rose*6. Jons recommendation — A4-0250/99**Amendment 10*

425

(+)

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Saint-Pierre, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Ainardi, Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sjöstedt, Sornosa Martínez, Svensson, Vinci**I-EDN:** Blokland, van Dam, Nicholson**NI:** Farassino, Hager, Kronberger, Raschhofer, Sichrovsky**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Campoy Zueco, Casini Carlo, Castagnetti, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grosse-tête, Günther, Gähler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jarzembowski, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Kristoffersen, Lambrias, Langen, Langenhagen, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Méndez de Vigo, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Roving, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Stenzel, Theato, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Crawley, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lange, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McGowan, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Pieczyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann



Thursday 6 May 1999

**UPE:** d'Aboville, van Bladel, Cardona, Collins Gerard, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Poisson, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Hautala, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

25

(—)

**I-EDN:** Berthu, Buffetaut, Fabre-Aubrespy, des Places, Seillier, Striby

**NI:** Antony, Blot, Dillen, Lang, Le Pen, Le Rachinel, Martinez, Rauti, Stirbois, Vanhecke

**PPE:** Cassidy, Corrie, Elles, Jackson, Kellett-Bowman, Plumb, Provan, Spencer, Stewart-Clark

7

(O)

**I-EDN:** Bonde, Jensen Lis, Krarup, Sandbæk

**NI:** Féret

**PPE:** Cederschiöld, Lehne

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7. Görlach 2nd report — A4-0299/99

*Commission proposal*

328

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**ARE:** de Lassus Saint Geniès, Posada González, Pradier

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Eisma, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**NI:** Amadeo, Farassino, Hager, Kronberger, Raschhofer, Sichrovsky, Trizza

**PPE:** Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Cassidy, Castagnetti, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Florio, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Gahler, Habsburg-Lothringen, Heinisch, Herman, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Lambrias, Langen, Laurila, Lehieux, Lenz, Liese, Lulling, McCartin, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Palacio Vallelersundi, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafrañca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Viola, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Kindermann, Kinnock, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Martin David W., Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Pérez Royo, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Willockx, Wynn, Zimmermann

Thursday 6 May 1999

**UPE:** van Bladel, Collins Gerard, Daskalaki, Fitzsimons, Giansily, Guinebertière, Hermange, Lataillade, Marin, Martin Philippe-Armand, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

70

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, Leperre-Verrier, Maes, Saint-Pierre, Weber

**ELDR:** Lindqvist

**GUE/NGL:** Ainardi, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Ilivitzky, Jové Peres, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Blokland, Bonde, Buffetaut, van Dam, Jensen Lis, Krarup, des Places, Sandbæk, Seillier

**NI:** Antony, Blot, Dillen, Féret, Lang, Le Pen, Le Rachinel, Martinez, Stirbois, Vanhecke

**PPE:** Costa Neves, Konrad, Virgin

**PSE:** Bru Purón, Colom i Naval, Dührkop Dührkop, Izquierdo Rojo, Medina Ortega, Sanz Fernández, Sauquillo Pérez del Arco, Wibe

**UPE:** Poisson

13

(O)

**GUE/NGL:** Herzog

**PPE:** Coelho, Cunha, Elles, von Habsburg, Mendes Bota, Vaz da Silva

**PSE:** Happart, Izquierdo Collado, Palm

**UPE:** Girão Pereira

**V:** Gahrton, Holm

#### 8. Görlach 2nd report — A4-0299/99

##### Legislative resolution

334

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**ARE:** Posada González

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uytbroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**NI:** Amadeo, Farassino, Hager, Kronberger, Raschhofer, Trizza

**PPE:** Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Laurila, Lhideux, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Palacio Valleserundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, von Wogau

Thursday 6 May 1999

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fayot, Ford, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McNally, Malone, Mann Erika, Martin David W., Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Pérez Royo, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Van Lancker, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Willockx, Wynn, Zimmermann

**UPE:** Baggioni, van Bladel, Collins Gerard, Daskalaki, Fitzsimons, Giansily, Guinebertière, Lataillade, Marin, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

76

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Pradier, Saint-Pierre, Weber

**ELDR:** Lindqvist

**GUE/NGL:** Ainardi, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Vinci

**I-EDN:** Berthu, Blokland, Bonde, Buffetaut, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Dillen, Lang, Le Pen, Le Rachinel, Martinez, Stirbois, Vanhecke

**PPE:** Costa Neves, Virgin

**PSE:** Colom i Naval, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Medina Ortega, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

**UPE:** Donnay, Poisson

21

(O)

**NI:** Féret

**PPE:** Coelho, Cunha, Elles, Florenz, Florio, Garosci, Mendes Bota, de Rose, Vaz da Silva

**PSE:** Bru Purón, Dührkop Dührkop, Happart, Palm

**UPE:** Girão Pereira, Martin Philippe-Armand

**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

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9. Mulder 2nd report — A4-0213/99

*Legislative resolution*

299

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**ARE:** Hudghton, Posada González

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

Thursday 6 May 1999

**I-EDN:** Blokland, van Dam**NI:** Amadeo, Farassino, Trizza

**PPE:** Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Bourlanges, Brok, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Gahler, Habsburg-Lothringen, Heinisch, Herman, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Lambrias, Langen, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Roving, Rübig, Salafraña Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, van Velzen W. G., Viola, Virgin, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Cot, Cottigny, Crampton, Cunningham, Dankert, Darras, De Coene, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlice, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Korkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Morgan, Morris, Murphy, Mutin, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Willockx, Wilson, Wynn, Zimmermann

110

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**ARE:** Barthet-Mayer, Dary, Dell'Alba, Dupuis, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Saint-Pierre

**ELDR:** Lindqvist

**GUE/NGL:** Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Dillen, Féret, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Sichrovsky, Stirbois, Vanhecke

**PPE:** Böge, Coelho, Costa Neves, Cunha, Florenz, Mendes Bota, Vaz da Silva

**PSE:** Bru Purón, Cabezón Alonso, Campos, Colom i Naval, Correia, Damião, Dührkop Dührkop, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Lage, Medina Ortega, Megahy, Pérez Royo, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Terrón i Cusí, Wibe

**UPE:** Baggioni, van Bladel, Collins Gerard, Daskalaki, Giansily, Girão Pereira, Guinebertière, Hermange, Lataillade, Martin Philippe-Armand, Poisson, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Ceyhun, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kreissl-Dörfler, Müller, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

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**ARE:** Weber**PPE:** Elles

Thursday 6 May 1999

**PSE:** Barón Crespo, Palm**UPE:** Marin*10. Graefe zu Baringdorf report — A4-0231/99**Legislative resolution*

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**ARE:** Hudghton, Posada González, Pradier, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Gutiérrez Díaz, Sierra González**I-EDN:** Blokland, van Dam**NI:** Amadeo, Farassino, Trizza**PPE:** Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Cassidy, Castagnetti, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fourçans, Fraga Estévez, Friedrich, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Gahler, Heinisch, Herman, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Konrad, Kristoffersen, Lambrias, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, Rinsche, Robles Piquer, Rovsing, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, van Velzen W. G., Viola, Virgin**PSE:** Adam, d'Ancona, Andersson, Barón Crespo, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Cot, Cottigny, Crampton, Cunningham, Dankert, Darras, De Coene, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Morgan, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Pérez Royo, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Willockx, Wilson, Wynn, Zimmermann**UPE:** Andrews, van Bladel, Cardona, Collins Gerard, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Lataillade, Marin, Rosado Fernandes, Schaffner**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Barthet-Mayer, Castagnède, Dell'Alba, Dupuis, Escolá Hernando, Hory, de Lassus Saint Geniès, Leperre-Verrier, Maes, Saint-Pierre**GUE/NGL:** Ainardi, Carnero González, Elmalan, Eriksson, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Marsed Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sjöstedt, Sornosa Martínez, Svensson, Vinci**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, des Places, Sandbæk, Seillier, Striby

Thursday 6 May 1999

**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

**PPE:** Ebner, Florenz

**PSE:** Aparicio Sánchez, Bru Purón, Campos, Correia, Damião, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Moniz, Sanz Fernández, Sauquillo Pérez del Arco, Wibe

**UPE:** Poisson

23

(O)

**ELDR:** Lindqvist

**GUE/NGL:** Seppänen

**PPE:** Coelho, Costa Neves, Cunha, Elles, Funk, Klaß, Koch, Langen, Mendes Bota, Vaz da Silva

**PSE:** Cabezón Alonso, Colom i Naval, Dührkop Dührkop, Kinnock, Lage, Megahy, Palm

**V:** Gahrton, Holm, Schörling, Soltwedel-Schäfer

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*11. Garot 2nd report – A4-0212/99*

*Commission proposal*

331

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**I-EDN:** Blokland, van Dam

**NI:** Amadeo, Farassino, Trizza

**PPE:** Añoveros Trias de Bes, Arias Cañete, Bardong, Bennasar Tous, Bernard-Reymond, Bourlanges, Brok, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fourçans, Fraga Estévez, García-Margallo y Marfil, Garosci, Garriga Polledo, Graziani, Grosch, Grossetête, Gahler, von Habsburg, Habsburg-Lothringen, Herman, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Konrad, Kristoffersen, Lambrias, Laurila, Lehideux, Lenz, Liese, Lulling, McCartin, Malerba, Mann Thomas, Martens, Mombaur, Mottola, Mouskouri, Oomen-Ruijten, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafrañca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Cot, Cottigny, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lindeperg, Linkohr, Lööw, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Martin David W., Mendiluce Pereiro, Metten, Miller, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Pérez Royo, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Willockx, Wilson, Wynn, Zimmermann

Thursday 6 May 1999

**UPE:** d' Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando

**GUE/NGL:** Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Ribeiro, Ripa di Meana, Seppänen, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

**PPE:** Banotti, Berend, Böge, Cushnahan, Florenz, Friedrich, Funk, Gillis, Glase, Goepel, Gomolka, Heinisch, Hoppenstedt, Keppelhoff-Wiechert, Klaß, Koch, Langen, Malangré, Mayer, Menrad, Quisthoudt-Rowohl, Virgin

**PSE:** Aparicio Sánchez, Bru Purón, Cabezón Alonso, Campos, Correia, Dankert, Dührkop Dührkop, García Arias, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Medina Ortega, Miranda de Lage, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

**UPE:** Martin Philippe-Armand, Poisson, Pompidou

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(O)

**ELDR:** Dybkjær

**GUE/NGL:** Ainardi, Elmalan, Herzog, Pailler, Querbes, Sierra González

**PPE:** Coelho, Costa Neves, Cunha, Mendes Bota, Nassauer, de Rose, Vaz da Silva

**PSE:** Barón Crespo, Colom i Naval, Kindermann, Lage, Megahy, Palm, Roth-Behrendt, Terrón i Cusí

**V:** Gahrton, Holm, Schörling, Soltwedel-Schäfer

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12. Garot 2nd report — A4-0212/99

*Legislative resolution*

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**ARE:** Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**I-EDN:** Blokland, van Dam

**NI:** Amadeo, Farassino, Trizza

**PPE:** Añoveros Trias de Bes, Arias Cañete, Bardong, Bannasar Tous, Bernard-Reymond, Bourlanges, Brok, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fourçans, Fraga Estévez, García-Margallo y Marfil, Garosci, Garriga Polledo, Graziani, Grosch, Grossetête, Gähler, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Konrad, Kristoffersen, Lambrias,

Thursday 6 May 1999

Laurila, Lehideux, Lenz, Lulling, McCartin, Malerba, Mann Thomas, Martens, Mottola, Mouskouri, Oomen-Ruijten, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübìg, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Bösch, Bontempi, Bowe, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Cot, Cottigny, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

90

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**ARE:** Castagnède, Escolá Hernando, Leperre-Verrier

**GUE/NGL:** Carnero González, Eriksson, González Álvarez, Gutiérrez Díaz, Ilivitzky, Jové Peres, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Papayannakis, Puerta, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier

**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Le Pen, Le Rachinel, Martinez, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**PPE:** Banotti, Berend, Böge, Cushnahan, Florenz, Friedrich, Funk, Gillis, Glase, Goepel, Gomolka, Heinisch, Hoppenstedt, Keppelhoff-Wiechert, Klaß, Koch, Langen, Liese, Malangré, Mayer, Menrad, Mombaur, Quisthoudt-Rowohl, Schleicher, Virgin

**PSE:** Aparicio Sánchez, Bru Purón, Cabezón Alonso, Campos, Correia, Dankert, García Arias, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Medina Ortega, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

**UPE:** Martin Philippe-Armand, Poisson

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(O)

**ELDR:** Dybkjær

**GUE/NGL:** Ainardi, Elmalan, Herzog, Pailler, Querbes, Seppänen

**PPE:** Coelho, Costa Neves, Cunha, Mendes Bota, Nassauer, Vaz da Silva

**PSE:** Barón Crespo, Dührkop Dührkop, Kindermann, Lage, Megahy, Palm, Roth-Behrendt, Terrón i Cusi

**V:** Gahrton, Holm, Schörling, Soltwedel-Schäfer



Thursday 6 May 1999

## 13. Goepel 2nd report – A4-0232/99

## Commission proposal I

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**ARE:** Hudghton, Posada González, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Ilivitzky, Seppänen**I-EDN:** Blokland, van Dam**NI:** Amadeo, Farassino, Trizza**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Koch, Kristoffersen, Lambrias, Laurila, Lehideux, Lenz, Liese, Lulling, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Menrad, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Roving, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, von Wogau**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carniti, Castricum, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Desama, Donner, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Lambraki, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, Wilson, Wynn, Zimmermann**UPE:** Andrews, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Giansily, Killilea, Lataillade, Marin, Rosado Fernandes**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Legendijk, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

99

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Pradier, Saint-Pierre**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Sichrovsky, Stirbois, Vanhecke

Thursday 6 May 1999

**PPE:** Costa Neves, Florenz, Konrad**PSE:** Berès, Bru Purón, Campos, Carlotti, Caudron, Correia, Cot, Cottigny, Dankert, Delcroix, Denys, Duhamel, García Arias, Garot, Happart, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Laignel, Lindeperg, Marinucci, Medina Ortega, Mutin, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe**UPE:** Martin Philippe-Armand, Poisson**V:** Holm

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**ELDR:** Cars, Dybkjær**PPE:** Coelho, Cunha, Heinisch, Hoppenstedt, Keppelhoff-Wiechert, Klaß, Langen, McCartin, Mombaur, de Rose, Vaz da Silva**PSE:** Aparicio Sánchez, Barón Crespo, Dührkop Dührkop, Megahy, Palm, Terrón i Cusí**UPE:** Girão Pereira**V:** Gahrton, McKenna, Schörling, Soltwedel-Schäfer*14. Goepel 2nd report – A4-0232/99**legislative resolution I*

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**ARE:** Dary, Hudgton, Posada González, Weber**ELDR:** Boogerd-Quaak, Brinkhorst, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Lindqvist, Mulder, Neyts-Uyttebroeck, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Ilivitzky, Seppänen**I-EDN:** Blokland, van Dam**NI:** Amadeo, Farassino, Trizza**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bannasar Tous, Berend, Bernard-Reymond, Böge, Brok, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Koch, Kristoffersen, Lambrias, Laurila, Lehideux, Lenz, Lulling, McCartin, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Rinsche, Robles Piquer, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, von Wogau**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Berger, Bösch, Bowe, Cabezón Alonso, Carniti, Castricum, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Desama, Donner, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lambraki, Linkohr, Löow, McAvan, McCarthy, McMahon, McNally, Malone, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder,

Thursday 6 May 1999

Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Andrews, Baggioni, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Guinebertière, Hermange, Killilea, Lataillade, Marin, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Barthet-Mayer, Castagnède, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Pradier, Saint-Pierre

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Raschhofer, Sichrovsky, Vanhecke

**PPE:** Florenz, Konrad, Liese

**PSE:** Berès, Bru Purón, Carlotti, Caudron, Correia, Cot, Cottigny, Dankert, Delcroix, Denys, Duhamel, García Arias, Garot, Happart, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Laignel, Lindeperg, Marinucci, Medina Ortega, Mutin, Pérez Royo, Rocard, Sanz Fernández, Sauquillo Pérez del Arco, Sindal

**UPE:** Martin Philippe-Armand, Poisson

**V:** Holm

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(O)

**ELDR:** Cars, Dybkjær

**I-EDN:** Nicholson

**PPE:** Coelho, Costa Neves, Cunha, Heinisch, Keppelhoff-Wiechert, Klaß, Langen, Mendes Bota, Mombaur, Quisthoudt-Rowohl, de Rose, Vaz da Silva

**PSE:** Aparicio Sánchez, Barón Crespo, Colom i Naval, Dührkop Dührkop, Megahy, Palm, Terrón i Cusí

**UPE:** Girão Pereira

**V:** Gahrton, Schörling, Soltwedel-Schäfer

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15. Goepel 2nd report — A4-0232/99

Commission proposal II

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**ARE:** Dary, Dell'Alba, Hudghton, Posada González, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Alavanos, Ilivitzky, Seppänen

**I-EDN:** Blokland, van Dam

Thursday 6 May 1999

**NI:** Amadeo, Farassino, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Koch, Konrad, Kristoffersen, Lambrias, Laurila, Lehideux, Lehne, Lenz, Liese, Lulling, McCartin, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, de Rose, Roving, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carniti, Castricum, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Donner, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Gebhardt, Ghilardotti, Glante, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Lambraki, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Wemheuer, White, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Baggioni, van Bladel, Collins Gerard, Crowley, Daskalaki, Fitzsimons, Giansily, Guinebertière, Killilea, Lataillade, Marin, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

100

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**ARE:** Barthet-Mayer, Castagnède, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Pradier, Saint-Pierre

**ELDR:** André-Léonard

**GUE/NGL:** Ainardi, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**PPE:** Florenz, Klaß

**PSE:** Aparicio Sánchez, Berès, Bru Purón, Campos, Carlotti, Caudron, Correia, Cot, Cottigny, Darras, Delcroix, Denys, Desama, Duhamel, García Arias, Garot, Happart, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Laignel, Lindeperg, Marinucci, Medina Ortega, Mutin, Pérez Royo, Rocard, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

**UPE:** Donnay, Martin Philippe-Armand, Poisson

**V:** Holm

Thursday 6 May 1999

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(O)

**ELDR:** Cars, Dybkjær**PPE:** Coelho, Costa Neves, Cunha, Keppelhoff-Wiechert, Langen, Mendes Bota, Mombaur, Quisthoudt-Rowohl, Vaz da Silva**PSE:** Barón Crespo, Colom i Naval, Dührkop Dührkop, Megahy, Palm**UPE:** Cardona, Girão Pereira, Rosado Fernandes**V:** Gahrton, McKenna, Schörling, Soltwedel-Schäfer*16. Goepel 2nd report – A4-0232/99**legislative resolution II*

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**ARE:** Dary, Dell'Alba, Hudghton, Posada González, Weber**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasõliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Ilivitzky, Seppänen**I-EDN:** Blokland, van Dam**NI:** Amadeo, Farassino, Trizza**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Ilaskivi, Jackson, Jarzembowski, Kellert-Bowman, Konrad, Kristoffersen, Lambrias, Laurila, Lehideux, Lehne, Lenz, McCartin, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, de Rose, Roving, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, Wieland, von Wogau**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berger, Bösch, Bontempi, Bowe, Carniti, Castricum, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Donner, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Gebhardt, Ghilardotti, Glante, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Lage, Lambraki, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, White, Wiersma, Wilson, Wynn, Zimmermann**UPE:** d'Aboville, Andrews, van Bladel, Collins Gerard, Crowley, Daskalaki, Fitzsimons, Giansily, Guinebertière, Killilea, Lataillade, Marin, Schaffner**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

Thursday 6 May 1999

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**ARE:** Barthet-Mayer, Castagnède, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Pradier, Saint-Pierre

**ELDR:** André-Léonard

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**PPE:** Costa Neves, Florenz, Liese

**PSE:** Aparicio Sánchez, Berès, Bru Purón, Cabezón Alonso, Campos, Carlotti, Caudron, Correia, Cot, Cottigny, Darras, Delcroix, Denys, Desama, Duhamel, García Arias, Garot, Görlach, Happart, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Laignel, Lindeperg, Marinucci, Medina Ortega, Mutin, Pérez Royo, Rocard, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

**UPE:** Donnay, Martin Philippe-Armand, Poisson

**V:** Holm

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(O)

**ELDR:** Cars, Dybkjær

**PPE:** Coelho, Cunha, Hoppenstedt, Keppelhoff-Wiechert, Klaß, Koch, Langen, Mendes Bota, Mombaur, Quisthoudt-Rowohl, Vaz da Silva

**PSE:** Barón Crespo, Colom i Naval, Dührkop Dührkop, Megahy, Palm

**UPE:** Cardona, Girão Pereira, Rosado Fernandes

**V:** Gahrton, McKenna, Schörling, Soltwedel-Schäfer

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17. Fantuzzi 2nd report — A4-0215/99

legislative resolution I

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Seppänen

**I-EDN:** Blokland, van Dam

**NI:** Amadeo, Blot, Dillen, Farassino

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Bardong, Bennasar Tous, Bernard-Reymond, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, García-Margallo y Marfil, Garosci, Garriga Polledo, Graziani, Grosch, Grossetête, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Ilaskivi, Jackson, Kellett-Bowman, Kittelmann, Konrad, Kristoffersen, Lambrias, Laurila, Lehideux, Lenz, Lulling, McCartin, Martens, Mendes Bota, Mottola, Mouskouri, Oomen-Ruijten, Oostlander, Otila,

Thursday 6 May 1999

Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, de Rose, Roving, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, Darras, De Coene, De Giovanni, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laïgnel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Andrews, van Bladel, Cardona, Collins Gerard, Crowley, Donnay, Fitzsimons, Guinebertière, Killilea, Marin, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfner, Lagendijk, Lannoye, Müller, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando

**ELDR:** André-Léonard

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Féret, Kronberger, Lang, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

**PPE:** Banotti, Berend, Böge, Cushnahan, Ebner, Florenz, Funk, Gillis, Glase, Goepel, Gomolka, Günther, Hoppenstedt, Jarzembowski, Keppelhoff-Wiechert, Klač, Koch, Langen, Liese, Malangré, Malerba, Mann Thomas, Mombaur, Nassauer

**PSE:** Aparicio Sánchez, Bru Purón, Cabezón Alonso, Campos, Colom i Naval, Correia, Delcroix, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Marinucci, Medina Ortega, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Wibe

**UPE:** d'Aboville, Giansily, Lataillade, Martin Philippe-Armand, Poisson

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**PPE:** Coelho, Costa Neves, Cunha, Mayer, Menrad, Vaz da Silva

**PSE:** Barón Crespo, Dührkop Dührkop, Megahy, Palm, Schulz

**UPE:** Girão Pereira

**V:** Gahrton, Holm, McKenna, Schörling

Thursday 6 May 1999

18. *Fantuzzi 2nd report — A4-0215/99**Amendment 1 (1st part)***350**

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**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ilivitzky, Seppänen

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Amadeo, Farassino

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Koch, Kristoffersen, Lambrias, Laurila, Lehideux, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Menrad, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Valledorsundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Hermange

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando

**ELDR:** André-Léonard

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci



Thursday 6 May 1999

**I-EDN:** Buffetaut**NI:** Antony, Blot, Dillen, Féret, Hager, Kronberger, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke**PPE:** Banotti, Cushnahan, Friedrich, Gillis, Konrad, Virgin**PSE:** Aparicio Sánchez, Bru Purón, Campos, Colom i Naval, Correia, Cottigny, Dankert, Delcroix, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Mutin, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Wibe**UPE:** d'Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Killilea, Lataillade, Martin Philippe-Armand, Poisson, Pampidou, Rosado Fernandes, Schaffner

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**PPE:** Ebner, Florenz, Hoppenstedt, Keppelhoff-Wiechert, Klaß, Langen, Liese, Mombaur**PSE:** Barón Crespo, Dührkop Dührkop, Megahy, Palm**UPE:** Daskalaki, Marin**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer*19. Fantuzzi 2nd report – A4-0215/99**Amendment 1 (2nd part)*

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber**ELDR:** Väyrynen**GUE/NGL:** Ilivitzky, Seppänen**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, des Places, Sandbæk, Seillier, Striby**NI:** Amadeo, Blot, Lang, Le Rachinel, Martinez, Stirbois, Vanhecke**PPE:** Arias Cañete, Bardong, Camisón Asensio, Coelho, Costa Neves, Cunha, De Esteban Martin, Ferrer, Galeote Quecedo, Graziani, Jackson, McCartin, Mendes Bota, Sarlis, Trakatellis, Vaz da Silva, Wieland**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Cot, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Lööw, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

Thursday 6 May 1999

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**ARE:** Escolá Hernando

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Paillet, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Blokland, van Dam, Nicholson**NI:** Antony, Dillen, Farassino, Féret, Hager, Kronberger, Raschhofer, Sichrovsky

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Banotti, Bannasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Cushnahan, Fabra Vallés, Fernández Martín, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hoppenstedt, Ilaskivi, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Kristoffersen, Lambrias, Langen, Laurila, Lehideux, Lehne, Lenz, Liese, Lulling, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, von Wogau

**PSE:** Aparicio Sánchez, Bru Purón, Campos, Colom i Naval, Correia, Cottigny, Dankert, Delcroix, Dührkop Dührkop, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Mutin, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Schlechter, Wibe

**UPE:** d'Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Poisson, Pompidou, Rosado Fernandes, Schaffner

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**ELDR:** Dybkjær**NI:** Le Pen**PPE:** Ebner, Filippi**PSE:** Barón Crespo, Megahy, Palm**UPE:** Daskalaki**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

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20. Fantuzzi 2nd report — A4-0215/99

Amendment 2

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**ARE:** Barthelet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

Thursday 6 May 1999

**GUE/NGL:** Ilivitzky, Seppänen

**I-EDN:** Berthu, Blokland, Bonde, Buffetaut, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Amadeo, Antony, Blot, Farassino, Lang, Le Pen, Le Rachinel, Martinez, Stirbois, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fourçans, Fraga Estévez, Friedrich, Galeote Quecedo, García-Margallo y Marfil, Garriga Polledo, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Kittelmann, Koch, Kristoffersen, Lambrias, Laurila, Lehideux, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mendes Bota, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Cot, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnoek, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando

**ELDR:** André-Léonard

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Paillet, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**NI:** Hager, Kronberger, Raschhofer, Sichrovsky

**PPE:** Banotti, Cushnahan, Florenz, Funk, Gillis, Glase, Keppelhoff-Wiechert, Konrad, Langen, Mayer, Menrad, Virgin

**PSE:** Aparicio Sánchez, Bru Purón, Campos, Colom i Naval, Correia, Cottigny, Dankert, Delcroix, Dührkop Dührkop, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Mutin, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Terrón i Cusí, Wibe

**UPE:** d'Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Poisson, Pompidou, Rosado Fernandes, Schaffner

Thursday 6 May 1999

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**NI:** Dillen, Féret, Vanhecke**PPE:** Ebner, Garosci, Hoppenstedt, Klab, Liese, Mombaur, Quisthoudt-Rowohl, de Rose**PSE:** Barón Crespo, Megahy, Palm**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

## 21. Fantuzzi 2nd report — A4-0215/99

*Commission proposal*

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek**GUE/NGL:** Ilivitzky, Seppänen**I-EDN:** Blokland, van Dam, Seillier**NI:** Amadeo, Antony, Blot, Farassino, Lang, Le Rachinel, Martinez, Stirbois**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Bardong, Bennasar Tous, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Graziani, Grosch, Grossetête, Gahler, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Ilaskivi, Jackson, Kellett-Bowman, Kristoffersen, Lambrias, Laurila, Lehieux, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malerba, Martens, Mottola, Mouskouri, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Viola, Wieland, von Wogau**PSE:** d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bontempi, Bowe, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Corbett, Cot, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lambraki, Lindeperg, Linkohr, Löow, McAvan, McCarthy, McMahan, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando**ELDR:** André-Léonard

Thursday 6 May 1999

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk, Striby

**NI:** Hager, Kronberger, Raschhofer

**PPE:** Banotti, Berend, Cushnahan, Ebner, Florenz, Funk, Gillis, Glase, Goepel, Gomolka, Günther, Heinisch, Hoppenstedt, Jarzembowski, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Langen, Liese, Malangré, Mann Thomas, Mayer, Menrad, Mombaur, Quisthoudt-Rowohl, Schröder, Virgin

**PSE:** Aparicio Sánchez, Bru Purón, Cabezón Alonso, Campos, Colom i Naval, Correia, Cottigny, Dankert, Delcroix, Dührkop Dührkop, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Mutin, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Wibe

**UPE:** d'Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Killilea, Lataillade, Martin Philippe-Armand, Poisson, Pampidou, Rosado Fernandes, Schaffner

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**NI:** Dillen, Féret, Vanhecke

**PPE:** Coelho, Cunha, Mendes Bota, de Rose, Vaz da Silva

**PSE:** Barón Crespo, Lage, Megahy, Palm

**UPE:** Marin

**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

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22. *Fantuzzi report – A4-0215/99*

*Legislative resolution*

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**ARE:** Barthes-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ilivitzky, Seppänen

**I-EDN:** Blokland, van Dam

**NI:** Amadeo, Farassino, Trizza

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Bardong, Bennasar Tous, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Galeote Quecedo, Garosci, Garriga Polledo, Graziani, Grosch, Grossetête, Gähler, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Ilaskivi, Jackson, Kellett-Bowman, Konrad, Kristoffersen, Lambrias, Laurila, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malerba, Martens, Mottola, Mouskouri, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Pronk, Provan, Rack, Reding, Rinsche, Robles Piquer, Røvsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schierhuber, Schleicher, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Corbett, Cot, Crampton, Cunningham, Damião, Darras, De Coene, De Giovanni, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach,

Thursday 6 May 1999

Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hindley, Hoff, Howitt, Hughes, Hulthén, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Laignel, Lambraki, Lindeperg, Linkohr, Lööw, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Morgan, Morris, Murphy, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Sakellariou, Samland, Sandberg-Fries, Schäfer, Schlechter, Schmid, Schmidbauer, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Collins Gerard, Killilea

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando

**ELDR:** André-Léonard

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**I-EDN:** Berthu, Bonde, Buffetaut, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Antony, Blot, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Raschhofer, Stirbois, Vanhecke

**PPE:** Banotti, Berend, Böge, Cushnahan, Ebner, Elles, Florenz, Gillis, Glase, Goepel, Gomolka, Günther, Heinisch, Hoppenstedt, Jarzembowski, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Langen, Liese, Malangré, Mann Thomas, Mayer, Menrad, Mombaur, Nassauer, Posselt, Quisthoudt-Rowohl, de Rose, Schiedermeier, Schröder, Virgin

**PSE:** Aparicio Sánchez, Bru Purón, Cabezón Alonso, Campos, Correia, Cottigny, Dankert, Delcroix, Dührkop Dührkop, García Arias, Happart, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Mutin, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Wibe

**UPE:** d'Aboville, Andrews, Baggioni, Cardona, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Lataillade, Martin Philippe-Armand, Poisson, Pompidou, Rosado Fernandes, Schaffner

20

(O)

**NI:** Dillen, Féret, Martinez

**PPE:** Coelho, Costa Neves, Cunha, Mendes Bota, Vaz da Silva

**PSE:** Barón Crespo, Colom i Naval, Lage, Megahy, Palm

**UPE:** van Bladel, Marin

**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

23. P. Martin 2nd report — A4-0223/99

Amendment 1

405

(+)

**ARE:** Castagnède, Dary, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

Thursday 6 May 1999

**GUE/NGL:** Ainardi, Alavanos, Elmalan, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Vinci

**I-EDN:** Berthu, Buffetaut, Fabre-Aubrespy, Nicholson, des Places, Seillier, Striby

**NI:** Amadeo, Antony, Blot, Dillen, Farassino, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Lambrias, Langen, Laurila, Lehne, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübige, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Cot, Cottigny, Crampton, Cunningham, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Iversen, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Hautala, Kreissl-Dörfler, Lagendijk, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

29

(—)

**ARE:** Escolá Hernando

**ELDR:** Lindqvist

**GUE/NGL:** Carnero González, Eriksson, Ilivitzky, Seppänen, Sjöstedt, Sornosa Martínez, Svensson

**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Sandbæk

**PPE:** Cederschiöld, Virgin

**PSE:** Aparicio Sánchez, Dührkop Dührkop, García Arias, Izquierdo Collado, Izquierdo Rojo, Medina Ortega, Megahy, Palm, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Wibe

14

(O)

**PPE:** Elles, Konrad

**PSE:** Andersson, Bru Purón, Campos, Correia, Damião, Hulthén, Löow, Sandberg-Fries

**V:** Gahrton, Holm, McKenna, Schörling

Thursday 6 May 1999

## 24. P. Martin 2nd report – A4-0223/99

## Amendment 2

369

(+)

**ARE:** Barthet-Mayer, Castagnède, Dary, Dell'Alba, Dupuis, Hory, Hudghton, Lalumière, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Kjer Hansen, Thors

**GUE/NGL:** Ainardi, Alavanos, Elmalan, González Álvarez, Gutiérrez Díaz, Herzog, Jové Peres, Manisco, Marset Campos, Miranda, Mohamed Ali, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Sierra González, Sornosa Martínez, Vinci

**I-EDN:** Berthu, Buffetaut, Fabre-Aubrespy, Nicholson, des Places, Seillier, Striby

**NI:** Amadeo, Antony, Blot, Dillen, Féret, Lang, Le Pen, Le Rachinel, Martinez, Stirbois, Trizza, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Chanterie, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Kristoffersen, Lambrias, Langen, Laurila, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Bingham, Bösch, Bontempi, Bowe, Cabezón Alonso, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Cot, Cottigny, Crampton, Cunningham, Dankert, Darras, De Coene, De Giovanni, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** d'Aboville, van Bladel, Cardona, Daskalaki, Donnay, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pampidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**ARE:** Escolá Hernando

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Goedbloed, Haarder, Kestelijn-Sierens, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uytbroeck, Plooi-j-van Gorsel, Pohjamo, Ryyänänen, Teverson, Väyrynen, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Carnero González, Eriksson, Ilivitzky, Moreau, Seppänen, Sjöstedt, Svensson

**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Sandbæk



Thursday 6 May 1999

**NI:** Farassino, Hager, Kronberger, Raschhofer, Sichrovsky

**PPE:** Cederschiöld, Virgin

**PSE:** Aparicio Sánchez, Campos, Correia, Dührkop Dührkop, García Arias, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Medina Ortega, Megahy, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

**UPE:** Andrews, Collins Gerard, Crowley, Fitzsimons

14

(O)

**PPE:** Konrad, Liese

**PSE:** Andersson, Bru Purón, Damião, Hulthén, Lööw, Palm, Sandberg-Fries

**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

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25. P. Martin 2nd report — A4-0223/99

*Legislative resolution*

391

(+)

**ARE:** Castagnède, Dary, Dupuis, Hory, Hudghton, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Goedbloed, Haarder, Kestelijn-Sierens, Kofoed, Larive, Mulder, Neyts-Uytbroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Teverson, Thors, Väyrynen, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ainardi, Elmalan, Gutiérrez Díaz, Herzog, Moreau, Pailler, Querbes, Sierra González, Vinci

**I-EDN:** Berthu, Buffetaut, Fabre-Aubrespy, Nicholson, des Places, Seillier, Striby

**NI:** Amadeo, Antony, Blot, Dillen, Farassino, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Sichrovsky, Stirbois, Vanhecke

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Arias Cañete, Banotti, Bardong, Bennasar Tous, Berend, Bernard-Reymond, Böge, Bourlanges, Brok, Camisón Asensio, Casini Carlo, Cassidy, Castagnetti, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, Galeote Quecedo, García-Margallo y Marfil, Garosci, Garriga Polledo, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Jarzembowski, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Kristoffersen, Lambrias, Langen, Laurila, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Mendes Bota, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Plumb, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, Roving, Rübige, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Barón Crespo, Barros Moura, Barton, Barzanti, Berès, Berger, Billingham, Bösch, Bontempi, Bowe, Carlotti, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Cot, Cottigny, Crampton, Cunningham, Dankert, Darras, De Coene, Delcroix, Denys, Desama, Donner, Duhamel, Elchlepp, Elliott, Evans, Falconer, Fantuzzi, Fayot, Ford, Garot, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnoek, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Martin David W., Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Morgan, Morris, Murphy, Mutin, Myller, Napolitano, Needle, Newens, Oddy, Paasilinna, Paasio, Peter, Pollack, Pons Grau, van Putten, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Schäfer,

Thursday 6 May 1999

Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Skinner, Spiers, Swoboda, Tannert, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** d' Aboville, Andrews, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Lataillade, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

36

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**ARE:** Escolá Hernando

**ELDR:** Lindqvist

**GUE/NGL:** Carnero González, Eriksson, Sjöstedt, Sornosa Martínez, Svensson

**I-EDN:** Blokland, van Dam, Jensen Lis, Krarup, Sandbæk

**PPE:** Cederschiöld, Elles, Konrad, Liese, Virgin

**PSE:** Aparicio Sánchez, Cabezón Alonso, Campos, Correia, Dührkop Dührkop, García Arias, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Marinucci, Medina Ortega, Megahy, Palm, Pérez Royo, Sanz Fernández, Sauquillo Pérez del Arco, Sindal, Wibe

28

(O)

**ELDR:** Dybkjær

**GUE/NGL:** Alavanos, González Álvarez, Ilivitzky, Jové Peres, Manisco, Maset Campos, Miranda, Mohamed Ali, Novo, Papayannakis, Puerta, Ribeiro, Ripa di Meana, Seppänen

**PPE:** de Rose

**PSE:** Andersson, Bru Purón, Damião, Hulthén, Löow, Moniz, Sandberg-Fries

**V:** Gahrton, Holm, McKenna, Schörling, Soltwedel-Schäfer

26. *Oddy report* — A4-0248/99

*Amendment 70(76)*

137

(+)

**ARE:** Barthet-Mayer, Castagnède, Dary, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Saint-Pierre, Weber

**ELDR:** Bertens, Boogerd-Quaak, Brinkhorst, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Plooi-j-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Vallvé, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Alavanos, González Álvarez, Herzog, Mohamed Ali, Puerta, Sierra González

**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Sandbæk

**NI:** Amadeo, Hager, Raschhofer

**PPE:** Banotti, Bourlanges, Schierhuber, Schröder, Vaz da Silva, van Velzen W. G.

**PSE:** Berger, Bösch, Bontempi, Bru Purón, Carlotti, Collins Kenneth D., Cottigny, Crampton, Duhamel, Elchlepp, Gebhardt, Graenitz, Happart, Haug, Hawlicek, Hulthén, Jöns, Kindermann, Kokkola, Krehl, Kuckelkorn, Kuhn, Kuhne, Lage, Laignel, Malone, Mann Erika, Marinho, Moniz, Mutin, Napoletano, Paasilinna, Randzio-Plath, Rapkay, Rothe, Sakellariou, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Sindal, Tannert, Walter, Weiler, Wemheuer, Zimmermann

**UPE:** Baggioni, van Bladel, Cardona, Crowley, Daskalaki, Fitzsimons, Giansily, Guinebertière, Killilea, Marin, Martin Philippe-Armand, Schaffner

Thursday 6 May 1999

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

266

(—)

**ELDR:** Cars, Nordmann, Pohjamo, Rynnänen, Thors, Virrankoski

**GUE/NGL:** Carnero González, Ilivitzky, Jové Peres

**I-EDN:** Berthu, Fabre-Aubrespy, Nicholson, des Places, Seillier, Striby

**NI:** Antony, Blot, Dillen, Féret, Lang, Le Pen, Le Rachinel, Martinez, Stirbois

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Bardong, Bennasar Tous, Bernard-Reymond, Böge, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushman, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Florenz, Florio, Fontaine, Fontana, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garosci, Gillis, Glase, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Konrad, Kristoffersen, Lambrias, Langen, Lehideux, Lehne, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Nassauer, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, Robles Piquer, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schleicher, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Viola, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Billingham, Bowe, Cabezón Alonso, Campos, Carniti, Castricum, Caudron, Colajanni, Colino Salamanca, Colom i Naval, Corbett, Cot, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Elliott, Falconer, Fayot, García Arias, Garot, Ghilardotti, Glante, Green, Hallam, Hardstaff, Harrison, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Karamanou, Katiforis, Kinnock, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Morgan, Morris, Murphy, Myller, Needle, Newens, Oddy, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, van Putten, Read, Rehder, Rocard, Roth-Beherndt, Rothley, Sandberg-Fries, Sanz Fernández, Schmidbauer, Seal, Simpson, Skinner, Spiers, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Watts, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn

**UPE:** d'Aboville, Collins Gerard, Donnay, Girão Pereira, Pompidou, Rosado Fernandes

6

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**GUE/NGL:** Manisco, Maset Campos, Ripa di Meana, Svensson, Vinci

**PPE:** Pronk

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27. *Miranda de Lage recommendation — A4-0220/99*

*Decision*

290

(+) )

**ARE:** Dary, Escolá Hernando, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Posada González, Pradier, Saint-Pierre

**ELDR:** André-Léonard, Brinkhorst, Cars, Cox, De Clercq, De Luca, Gasòliba i Böhm, Haarder, Kofoed, Neyts-Uyttebroeck, Nordmann, Pohjamo, Rynnänen, Vallvé, Virrankoski

**GUE/NGL:** Carnero González, Sornosa Martínez

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bennasar Tous, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Colombo Svevo, Cornelissen, Corrie, Costa Neves,

Thursday 6 May 1999

Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Gillis, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Kristoffersen, Lambrias, Langen, Langenhagen, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Rack, Reding, Rinsche, de Rose, Roving, Rübige, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Bontempi, Cabezón Alonso, Campos, Carlotti, Carniti, Caudron, Colajanni, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Damião, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Fantuzzi, Fayot, Ford, García Arias, Garot, Ghilardotti, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Hendrick, Hindley, Hoff, Hughes, Hulthén, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Junker, Kindermann, Krehl, Kuhne, Laignel, Lindeperg, Linkohr, Lööw, Lomas, McAvan, McCarthy, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Newens, Oddy, Paasilinna, Palm, Pérez Royo, Peter, Piecyk, Pons Grau, van Putten, Randzio-Plath, Read, Rehder, Rocard, Rothe, Rothley, Sakellariou, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Sindal, Swoboda, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Vecchi, van Velzen Wim, Verde i Aldea, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Zimmermann

**UPE:** d'Aboville, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

95

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**ARE:** Maes, Weber

**ELDR:** Bertens, Boogerd-Quaak, Dybkjær, Eisma, Frischenschlager, Goedbloed, Kestelijn-Sierens, Kjer Hansen, Larive, Lindqvist, Moorhouse, Mulder, Plooi-j-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Thors, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Alavanos, Manisco, Marset Campos, Vinci

**I-EDN:** Berthu, Blokland, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Seillier, Striby

**NI:** Blot, Dillen, Féret, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Stirbois, Vanhecke

**PSE:** Berger, Billingham, Bösch, Cunningham, De Coene, Falconer, Gebhardt, Graenitz, Haug, Howitt, Jöns, Karamanou, Katiforis, Kinnock, Kokkola, Lambraki, McMahon, McNally, Metten, Miller, Morgan, Needle, Pollack, Rapkay, Roth-Behrendt, Spiers, Van Lancker, Wibe

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Hautala, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Müller, Schörling, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

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(O)

**ELDR:** Fassa

**GUE/NGL:** Ainardi, Elmalan, Eriksson, González Álvarez, Herzog, Ilivitzky, Jové Peres, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Svensson

**I-EDN:** Bonde

**PPE:** Coelho, Elles

**PSE:** Bowe, Castricum, Dankert, Hawlicek, Kuhn, Lage, Waddington

Thursday 6 May 1999

## 28. Aglietta report – A4-0169/99

## Amendment 27

367

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**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Spaak, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijsenbeek

**GUE/NGL:** Alavanos, Carnero González, Elmalan, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sornosa Martínez, Vinci

**NI:** Hager, Kronberger, Raschhofer

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bennasar Tous, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Gillis, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klaß, Koch, Kristoffersen, Lambrias, Langen, Langenhagen, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Campos, Carlotti, Carniti, Castricum, Caudron, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Desama, Dührkop Dührkop, Elchlepp, Elliott, Falconer, Fantuzzi, Fayot, Ford, García Arias, Garot, Ghilardotti, Graenitz, Green, Gröner, Hänsch, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Lambraki, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Spiers, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Donnay

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

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**GUE/NGL:** Eriksson, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk, Striby

**NI:** Blot, Dillen, Féret, Lang, Le Pen, Martinez, Stirbois, Vanhecke

**PPE:** Fernández Martín

**PSE:** Wibe

Thursday 6 May 1999

**UPE:** d'Aboville, Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

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**PPE:** Konrad

**UPE:** Daskalaki

**V:** Gahrton, Holm

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29. *Aglietta reopr* — A4-0169/99

Amendment 28

358

(+)

**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Lindqvist, Moorhouse, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Rynnänen, Spaak, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Ainardi, Carnero González, Elmalan, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sornosa Martínez, Vinci

**I-EDN:** Striby

**PPE:** Anastassopoulos, Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bannasar Tous, Bernard-Reymond, Böge, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Elles, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, García-Margallo y Marfil, Gillis, Goepel, Gomolka, Graziani, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Lambrias, Langen, Langenhagen, Lehne, Lenz, Liese, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Otila, Pack, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Carlotti, Carniti, Castricum, Caudron, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Cottigny, Crampton, Cunningham, Damião, Dankert, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Elchlepp, Elliott, Falconer, Fantuzzi, Fayot, García Arias, Garot, Gebhardt, Ghilardotti, Glante, Graenitz, Green, Hallam, Happart, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnoek, Kokkola, Krehl, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Neapolitano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rocard, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Spiers, Titley, Tomlinson, Torres Marques, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Donnay

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Lagendijk, Lannoye, Müller, Schroedter, Tamino, Telkämper, Voggenhuber

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**GUE/NGL:** Eriksson**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, des Places, Sandbæk**NI:** Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Martinez, Raschhofer, Stirbois, Vanhecke**PSE:** Wibe**UPE:** d'Aboville, van Bladel, Cardona, Collins Gerard, Crowley, Fitzsimons, Giansily, Girão Pereira, Guinebertière, Hermange, Killilea, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

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**GUE/NGL:** Sjöstedt, Svensson**PPE:** Konrad**UPE:** Daskalaki**V:** Gahrton, Holm, Soltwedel-Schäfer*30. Joint resolution — Kosovo**Amendment 3*

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(+) )

**ARE:** Dary, Dell'Alba, Dupuis, Lalumière, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Vallvé, Watson, Wiebenga, Wijzenbeek**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Sandbæk**NI:** Amadeo**PPE:** Arias Cañete, Bourlanges, Cederschiöld, Ferrer, Flemming, Grosch, von Habsburg, Habsburg-Lothringen, Heinisch, Nassauer, Oostlander, Pack, Pirker, Posselt, Rübzig, Sonneveld, Thyssen, Tillich, van Velzen W. G., Virgin, von Wogau**PSE:** Lomas, Mendiluce Pereiro, Miranda de Lage, Spiers**UPE:** Giansily**V:** Ceyhun, Cohn-Bendit, Müller, Soltwedel-Schäfer

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**ARE:** Castagnède, Escolá Hernando, Hory, de Lassus Saint Geniès**ELDR:** Lindqvist**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Marset Campos, Moreau, Novo, Pailler, Papayannakis, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci**I-EDN:** Fabre-Aubrespy, Striby**NI:** Blot, Lang, Le Pen, Martinez, Stirbois**PPE:** Anastassopoulos, Banotti, Casini Carlo, Cassidy, Castagnetti, Christodoulou, Colombo Svevo, Elles, Graziani, Herman, Lambrias, McCartin, Mouskouri, Provan, Sarlis, Schleicher, Trakatellis**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Denys, Desama, Elchlepp, Elliott, Falconer, Fantuzzi, Fayot, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz,

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Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Hawlicek, Hendrick, Hindley, Hoff, Hughes, Imbeni, Iversen, Izquierdo Collado, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Lööw, McAvan, McCarthy, McMahon, McNally, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Metten, Miller, Moniz, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Read, Rehder, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Baggioni, Crowley, Daskalaki, Donnay, Fitzsimons, Guinebertière, Hermange, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Gahrton, Graefe zu Baringdorf, Holm, Kreissl-Dörfler, Lannoye, McKenna, Schroedter, Tamino, Telkämper, Voggenhuber

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**GUE/NGL:** Mohamed Ali

**I-EDN:** Berthu, Nicholson, des Places

**NI:** Dillen, Féret, Hager, Raschhofer, Vanhecke

**PPE:** Añoveros Trias de Bes, Areitio Toledo, Bardong, Bennasar Tous, Böge, Camisón Asensio, Campoy Zueco, Chanterie, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Filippi, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Grossetête, Günther, Gähler, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Langen, Langenhagen, Lehne, Lenz, Liese, Lulling, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Oomen-Ruijten, Otila, Peijs, Poettering, Porto, Pronk, Quisthoudt-Rowohl, Reding, Rinsche, de Rose, Rovsing, Salafranca Sánchez-Neyra, Schiedermeier, Schierhuber, Schröder, Schwaiger, Secchi, Sisó Cruellas, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Tindemans, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, Viola, Wieland

**PSE:** Izquierdo Rojo, Malone, Rapkay, Schlechter

**UPE:** van Bladel, Cardona, Collins Gerard, Girão Pereira, Marin

### 31. Joint resolution — Kosovo

#### Amendment 4

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**ARE:** Dell'Alba, Dupuis, Escolá Hernando, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Cars, Cox, De Clercq, De Luca, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Kofoed, Larive, Lindqvist, Mulder, Neyts-Uytbroeck, Nordmann, Plooi-j-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Thors, Vallvé, Watson, Wiebenga, Wijsenbeek

**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Nicholson, Sandbæk

**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Bardong, Bennasar Tous, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Cederschiöld, Chanterie, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Grosch, Grossetête, Günther, Gähler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Kristoffersen, Langen, Langenhagen, Lehne, Lenz, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Reding, Rinsche, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sonneveld, Soulier, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich,



Thursday 6 May 1999

Tindemans, Valdivielso de Cué, Valverde López, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** Mendiluce Pereiro, Miranda de Lage, Rapkay, Spiers

**UPE:** Guinebertière

**V:** Ceyhun, Cohn-Bendit, Müller

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**ARE:** Castagnède, Dary, Hory, de Lassus Saint Geniès

**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Moreau, Novo, Pailler, Papayannakis, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci

**NI:** Blot, Lang, Le Pen, Martinez, Stirbois

**PPE:** Anastassopoulos, Castagnetti, Christodoulou, Graziani, Lambrias, Sarlis, Sisó Cruellas, Trakatellis, Varela Suanzes-Carpegna

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Denys, Desama, Elchlepp, Elliott, Falconer, Fantuzzi, Fayot, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Howitt, Hughes, Imbeni, Iversen, Izquierdo Collado, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Metten, Miller, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Palm, Pérez Royo, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Read, Rehder, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Baggioni, van Bladel, Cardona, Collins Gerard, Crowley, Daskalaki, Fitzsimons, Girão Pereira, Martin Philippe-Armand, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Gahrton, Graefe zu Baringdorf, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

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**ARE:** Lalumière

**I-EDN:** Berthu, Fabre-Aubrespy, des Places, Striby

**NI:** Amadeo, Dillen, Féret, Vanhecke

**PPE:** Banotti, Colombo Svevo, Elles, Provan

**PSE:** Duhamel, Izquierdo Rojo, Schlechter

**UPE:** Marin

### 32. Joint resolution — Kosovo

#### Amendment 5

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**ARE:** Castagnède, Dary, Dupuis, Escolá Hernando, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Cars, Cox, De Clercq, De Luca, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen,

Thursday 6 May 1999

Kofoed, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Riis-Jørgensen, Spaak, Teverson, Thors, Vallvé, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Eriksson, Ilivitzky, Sjöstedt, Svensson

**I-EDN:** Blokland, Bonde, van Dam, Jensen Lis, Krarup, Nicholson, Sandbæk

**NI:** Amadeo

**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Bardong, Bennasar Tous, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Chanterie, Coelho, Colombo Svevo, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Florenz, Fontaine, Fourçans, Fraga Estévez, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Grosch, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Jackson, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klauf, Koch, Konrad, Kristoffersen, Langen, Langenhagen, Lehne, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Mann Thomas, Martens, Mayer, Menrad, Mombaur, Mottola, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Soulier, Stenzel, Stewart-Clark, Theato, Thyssen, Tillich, Tindemans, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** Falconer, Mendiluce Pereiro, Miranda de Lage, Palm, Rapkay

**UPE:** van Bladel, Cardona, Donnay, Guinebertière, Hermange, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Gahrton, Graefe zu Baringdorf, Holm, Kreissl-Dörfler, Lagendijk, Lannoye, McKenna, Schroedter, Soltwedel-Schäfer, Tamino, Telkämper, Voggenhuber

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**GUE/NGL:** Alavanos, Carnero González, Manisco, Papayannakis, Ripa di Meana, Sornosa Martínez

**I-EDN:** Striby

**NI:** Blot, Hager, Lang, Le Pen, Martinez, Raschhofer, Stirbois

**PPE:** Anastassopoulos, Cassidy, Castagnetti, Cederschiöld, Christodoulou, Elles, Friedrich, Graziani, Lambrias, Mouskouri, Sarlis, Trakatellis

**PSE:** Adam, d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Carniti, Castricum, Caudron, Colino Salamanca, Collins Kenneth D., Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Elchlepp, Elliott, Fantuzzi, Fayot, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Hughes, Imbeni, Iversen, Izquierdo Collado, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Laignel, Lambraki, Lindeperg, Linkohr, Löow, Lomas, McAvan, McCarthy, McNally, Malone, Mann Erika, Marinho, Marinucci, Martin David W., Medina Ortega, Metten, Miller, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Paasio, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Read, Rehder, Roth-Behrendt, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schmid, Schmidbauer, Schulz, Seal, Simpson, Sindal, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann

**UPE:** Collins Gerard, Crowley, Daskalaki, Fitzsimons

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**ELDR:** Dybkjær

**GUE/NGL:** Ainardi, Elmalan, González Álvarez, Herzog, Jové Peres, Marset Campos, Mohamed Ali, Moreau, Novo, Pailler, Querbes, Seppänen, Sierra González, Vinci

**I-EDN:** Berthu, Fabre-Aubrespy, des Places

**NI:** Dillen, Féret, Vanhecke

Thursday 6 May 1999

**PPE:** Banotti, Provan**PSE:** Duhamel, Izquierdo Rojo, Schlechter, Spiers**UPE:** Girão Pereira, Marin**V:** Müller*33. Joint resolution — Cologne European Council**Paragraph 6 (1st part)***369**

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**ARE:** Castagnède, Dary, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Dybkjær, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Kjer Hansen, Larive, Lindqvist, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Vallvé, Virrankoski, Watson, Wiebenga**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Marset Campos, Mohamed Ali, Moreau, Pailler, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci**I-EDN:** Blokland, van Dam**NI:** Amadeo, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bardong, Bennasar Tous, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zuco, Casini Carlo, Castagnetti, Cederschiöld, Chanterie, Coelho, Colombo Svevo, Cornelissen, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Ebner, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Graziani, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Keppelhoff-Wiechert, Kittelmann, Klab, Koch, Lambrias, Langen, Langenhagen, Lehne, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Rübig, Salafraña Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau**PSE:** d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bru Purón, Cabezón Alonso, Carlotti, Castricum, Caudron, Colino Salamanca, Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Falconer, Fantuzzi, Fayot, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hindley, Hoff, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lambraki, Linkohr, Löow, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Palm, Pérez Royo, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Randzio-Plath, Rapkay, Read, Rehder, Rothe, Rothley, Sakellariou, Samland, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Sindal, Spiers, Swoboda, Tappin, Terrón i Cusi, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann**UPE:** Baggioni, Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Giansily, Guinebertière, Hermange, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Kreissl-Dörfler, Lagendijk, McKenna, Müller, Tamino

Thursday 6 May 1999

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**I-EDN:** Berthu, Bonde, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk, Striby**PPE:** Cassidy, Konrad**PSE:** Bowe

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**PPE:** Corrie, Jackson, Kellett-Bowman, Kristoffersen, Provan, Stewart-Clark**PSE:** Lage, Lomas, Marinho**V:** Graefe zu Baringdorf, Voggenhuber*34. Joint resolution — Cologne European Council**Paragraphe 6 (2nd part)*

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**ARE:** Castagnède, Dary, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Pradier, Saint-Pierre, Weber**ELDR:** Goerens, Larive, Lindqvist, Nordmann**GUE/NGL:** Ainardi, Alavanos, Carnero González, Elmalan, Eriksson, González Álvarez, Herzog, Ilivitzky, Jové Peres, Manisco, Marsset Campos, Miranda, Mohamed Ali, Moreau, Pailler, Querbes, Ribeiro, Ripa di Meana, Seppänen, Sierra González, Sjöstedt, Sornosa Martínez, Svensson, Vinci**I-EDN:** Blokland, van Dam**NI:** Amadeo, Blot, Dillen, Féret, Hager, Lang, Le Pen, Le Rachinel, Martinez, Stirbois, Vanhecke**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bennasar Tous, Bernard-Reymond, Böge, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Colombo Svevo, Cornelissen, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Gomolka, Graziani, Grossetête, Gahler, von Habsburg, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Keppelhoff-Wiechert, Kittelmann, Lambrias, Langen, Langenhagen, Lehne, Lenz, Liese, Lulling, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Secchi, Sonneveld, Spencer, Stenzel, Theato, Thyssen, Tillich, Tindemans, Trakatellis, Valdivielso de Cué, Valverde López, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau**PSE:** d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bontempi, Bowe, Bru Purón, Cabezón Alonso, Carlotti, Castricum, Caudron, Colino Salamanca, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Denys, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Falconer, Fayot, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Hawlicek, Hendrick, Hoff, Howitt, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lambraki, Löow, McAvan, McMahan, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Napoletano, Needle, Newens, Oddy, Paasilinna, Palm, Pérez Royo, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Rapkay, Read, Rehder, Rothe, Rothley, Sakellariou, Sandberg-Fries, Sanz Fernández, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Sindal, Spiers, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Verde i Aldea, Waddington, Walter, Watts, Weiler, Wemheuer, White, Whitehead, Wibe, Wiersma, Willockx, Wilson, Wynn, Zimmermann**UPE:** Cardona, Collins Gerard, Crowley, Daskalaki, Donnay, Fitzsimons, Guinebertière, Hermange, Marin, Martin Philippe-Armand, Rosado Fernandes, Schaffner**V:** Aelvoet, Bloch von Blottnitz, Breyer, Cohn-Bendit, Graefe zu Baringdorf, Lagendijk, McKenna, Tamino

Thursday 6 May 1999

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**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Eisma, Fassa, Frischenschlager, Gasòliba i Böhm, Goedbloed, Haarder, Kestelijn-Sierens, Kjer Hansen, Mulder, Neyts-Uyttebroeck, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Spaak, Teverson, Thors, Vallvé, Virrankoski, Watson, Wiebenga

**I-EDN:** Berthu, Bonde, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk, Striby

**PPE:** Konrad

**PSE:** Ford

**V:** Kreissl-Dörfler, Müller, Soltwedel-Schäfer, Voggenhuber

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**PPE:** Corrie, Jackson, Kellett-Bowman, Provan, Schwaiger, Stewart-Clark

**PSE:** Lage, Lomas, Marinho

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35. B4-0428/99 — Institutional reform

Paragraph 7

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**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Eisma, Fassa, Frischenschlager, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Riis-Jørgensen, Ryynänen, Spaak, Teverson, Vallvé, Virrankoski, Watson, Wiebenga

**GUE/NGL:** Alavanos, Carnero González, González Álvarez, Herzog, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Sornosa Martínez, Vinci

**I-EDN:** Blokland, van Dam

**PPE:** Añoveros Trias de Bes, Arias Cañete, Banotti, Bennasar Tous, Bernard-Reymond, Böge, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Christodoulou, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Graziani, Grosseleté, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Kellett-Bowman, Keppelhoff-Wiechert, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Lehne, Lenz, Liese, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel, Theato, Thyssen, Tindemans, Trakatellis, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** d'Ancona, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Castricum, Caudron, Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Desama, Elchlepp, Elliott, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hoff, Howitt, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Lambraki, Linkohr, McAvan, McCarthy, McMahon, McNally, Mann Erika, Marinucci, Martin David W., Medina Ortega, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Needle, Newens, Oddy, Paasilinna, Pollack, Pons Grau, Ramírez Heredia, Rapkay, Read, Rehder, Rothe, Sakellariou, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Spiers, Swoboda, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Waddington, Watts, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Daskalaki

Thursday 6 May 1999

**V:** Aelvoet, Bloch von Blottnitz, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Lagendijk, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Voggenhuber

49

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**ELDR:** Dybkjær, Lindqvist

**GUE/NGL:** Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Bonde, Jensen Lis, Krarup, Nicholson, Sandbæk

**NI:** Amadeo, Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

**PSE:** Andersson, Iversen, Jensen Kirsten M., Löow, Sandberg-Fries, Sindal, Wibe

**UPE:** Baggioni, Cardona, Collins Gerard, Crowley, Donnay, Fitzsimons, Giansily, Guinebertière, Hermange, Marin, Martin Philippe-Armand, Pempidou, Rosado Fernandes, Schaffner

**V:** Holm, McKenna

16

(O)

**GUE/NGL:** Ainardi, Moreau, Pailler, Querbes, Ripa di Meana, Sierra González

**I-EDN:** Fabre-Aubrespy, Striby

**PPE:** Rübig

**PSE:** Duhamel, Falconer, Fayot, Lomas, Marinho, Megahy, Myller

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36. B4-0428/99 — Institutional reform

Paragraph 8 (2nd part)

292

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**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Eisma, Fassa, Frischenschlager, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Vallvé, Watson, Wiebenga, Wijzenbeek

**GUE/NGL:** Carnero González, González Álvarez, Herzog, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Sierra González, Sornosa Martínez, Vinci

**NI:** Amadeo

**PPE:** Areitio Toledo, Arias Cañete, Banotti, Bannasar Tous, Bernard-Reymond, Böge, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Cederschiöld, Chanterie, Christodoulou, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Graziani, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Kellett-Bowman, Keppelhoff-Wiechert, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Lehne, Liese, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, de Rose, Rosing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel, Stewart-Clark, Theato, Tindemans, Trakatellis, Valverde López, Varela Suanzes-Carpegna, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** d'Ancona, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bowe, Cabezón Alonso, Campos, Carlotti, Castricum, Caudron, Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Desama, Elchlepp, Elliott, Fayot, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hoff, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Lambraki, Linkohr, Löow, McAvan, McMahon, McNally, Mann Erika, Marinucci, Martin David W., Medina Ortega,

Thursday 6 May 1999

Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morris, Murphy, Mutin, Myller, Needle, Newens, Oddy, Paasilinna, Peter, Pollack, Pons Grau, Ramírez Heredia, Rapkay, Read, Rehder, Rothe, Sakellariou, Sandberg-Fries, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Spiers, Swoboda, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Waddington, Walter, Watts, Wemheuer, White, Whitehead, Wiersma, Wilson, Zimmermann

**UPE:** Daskalaki, Donnay, Hermange, Schaffner

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfner, Lagendijk, Schroedter, Tamino, Voggenhuber

44

(—)

**ELDR:** Dybkjær, Lindqvist

**GUE/NGL:** Ainardi, Eriksson, Ilivitzky, Moreau, Querbes, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk, Striby

**NI:** Blot, Dillen, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Raschhofer, Stirbois, Vanhecke

**PSE:** Iversen, Jensen Kirsten M., Sindal, Wibe

**UPE:** Baggioni, Cardona, Collins Gerard, Crowley, Fitzsimons, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes

**V:** Holm

7

(O)

**GUE/NGL:** Alavanos, Pailler

**NI:** Féret

**PSE:** Falconer, Lomas, Marinho, Megahy

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37. B4-0428/99 — Institutional reform

Paragraph 18

304

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**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Eisma, Frischenschlager, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooij-van Gorsel, Pohjamo, Rynänen, Teverson, Vallvé, Virrankoski, Watson, Wiebenga

**GUE/NGL:** Carnero González, González Álvarez, Herzog, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Pailler, Querbes, Ripa di Meana, Sierra González, Sornosa Martínez, Vinci

**NI:** Amadeo

**PPE:** Añoveros Trias de Bes, Arias Cañete, Banotti, Bennasar Tous, Bernard-Reymond, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Graziani, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Kellett-Bowman, Keppelhoff-Wiechert, Klaß, Koch, Konrad, Lambrias, Langen, Langenhagen, Lehne, Lenz, Liese, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Rübig, Salafraanca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tindemans, Trakatellis, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

Thursday 6 May 1999

**PSE:** d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barton, Barzanti, Berger, Billingham, Bösch, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Castricum, Caudron, Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Desama, Dührkop Dührkop, Elchlepp, Fayot, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hoff, Howitt, Imbeni, Iversen, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Lambraki, Linkohr, Löow, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Myller, Needle, Newens, Oddy, Paasilinna, Peter, Piecyk, Pollack, Pons Grau, Ramírez Heredia, Rapkay, Read, Rehder, Rothe, Sakellariou, Sandberg-Fries, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Sindal, Spiers, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Waddington, Walter, Watts, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Donnay

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Lagendijk, Müller, Soltwedel-Schäfer, Tamino, Voggenhuber

42

(—)

**ELDR:** Dybkjær, Lindqvist

**GUE/NGL:** Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk, Striby

**NI:** Blot, Dillen, Féret, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

**PSE:** Elliott, Wibe

**UPE:** Cardona, Collins Gerard, Crowley, Fitzsimons, Giansily, Guinebertière, Marin, Martin Philippe-Armand, Rosado Fernandes, Schaffner

**V:** Holm

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(O)

**ELDR:** Fassa

**GUE/NGL:** Ainardi, Alavanos, Moreau

**PSE:** Falconer, Lomas, Marinho, Megahy

**V:** McKenna

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38. B4-0428/99 — Institutional reform

Paragraph 19 (2nd part)

303

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**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Saint-Pierre, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cox, De Clercq, Eisma, Frischenschlager, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Ryyänen, Spaak, Teverson, Vallvé, Virrankoski, Watson, Wiebenga

**GUE/NGL:** Carnero González, González Álvarez, Herzog, Jové Peres, Manisco, Maset Campos, Mohamed Ali, Querbes, Ripa di Meana, Sierra González, Sornosa Martínez, Vinci

**NI:** Amadeo, Trizza



Thursday 6 May 1999

**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bennasar Tous, Bernard-Reymond, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Cassidy, Castagnetti, Cederschiöld, Chanterie, Coelho, Cornelissen, Corrie, Costa Neves, Cunha, Cushnahan, De Esteban Martin, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Graziani, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Kellett-Bowman, Keppelhoff-Wiechert, Koch, Kristoffersen, Lambrias, Langen, Langenhagen, Lehieux, Lehne, Lenz, Liese, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Provan, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tindemans, Trakatellis, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** d'Ancona, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bowe, Bru Purón, Cabezón Alonso, Campos, Carlotti, Castricum, Caudron, Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Desama, Dührkop Dührkop, Elchlepp, Elliott, Falconer, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Hoff, Howitt, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Korkola, Krehl, Kuhn, Kuhne, Lage, Linkohr, Löow, McAvan, McMahon, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Morgan, Morris, Murphy, Mutin, Myller, Needle, Newens, Oddy, Paasilinna, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Rapkay, Read, Rehder, Rothe, Sakellariou, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Spiers, Swoboda, Tappin, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Waddington, Walter, Watts, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Daskalaki

**V:** Aelvoet, Bloch von Blottnitz, Breyer, Ceyhun, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Lagendijk, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Voggenhuber

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**ELDR:** Lindqvist

**GUE/NGL:** Ainardi, Eriksson, Ilivitzky, Moreau, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk

**NI:** Blot, Dillen, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

**PSE:** Megahy, Sandberg-Fries, Wibe

**UPE:** Baggioni, Cardona, Collins Gerard, Crowley, Donnay, Fitzsimons, Giansily, Guinebertière, Hermange, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner

**V:** Holm, McKenna

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(O)

**ELDR:** Dybkjær, Fassa

**GUE/NGL:** Alavanos

**NI:** Féret

**PPE:** Konrad

**PSE:** Andersson, Duhamel, Fayot, Iversen, Jensen Kirsten M., Lambraki, Lomas, Marinho, Sindal

Thursday 6 May 1999

## 39. B4-0428/99 — Institutional reform

## Resolution

306

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**ARE:** Castagnède, Dary, Dell'Alba, Dupuis, Escolá Hernando, Hory, Lalumière, de Lassus Saint Geniès, Leperre-Verrier, Maes, Posada González, Pradier, Weber

**ELDR:** André-Léonard, Bertens, Boogerd-Quaak, Brinkhorst, Cars, Cox, De Clercq, Eisma, Fassa, Frischenschlager, Goedbloed, Goerens, Haarder, Kestelijn-Sierens, Larive, Mulder, Neyts-Uyttebroeck, Nordmann, Plooi-j-van Gorsel, Pohjamo, Riis-Jørgensen, Ryyänen, Spaak, Teverson, Vallvé, Virrankoski, Watson, Wiebenga

**GUE/NGL:** Carnero González, González Álvarez, Herzog, Manisco, Maset Campos, Mohamed Ali, Ripa di Meana, Sierra González, Sornosa Martínez, Vinci

**NI:** Amadeo, Trizza

**PPE:** Añoveros Trias de Bes, Areitio Toledo, Arias Cañete, Banotti, Bennasar Tous, Bernard-Reymond, Bourlanges, Camisón Asensio, Campoy Zueco, Casini Carlo, Castagnetti, Cederschiöld, Chanterie, Coelho, Cornelissen, Costa Neves, Cunha, Cushnahan, De Esteban Martín, Estevan Bolea, Fabra Vallés, Fernández Martín, Ferrer, Filippi, Flemming, Florenz, Fontaine, Fourçans, Fraga Estévez, Friedrich, Funk, García-Margallo y Marfil, Garriga Polledo, Gillis, Goepel, Gomolka, Graziani, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hernandez Mollar, Hoppenstedt, Ilaskivi, Kellett-Bowman, Keppelhoff-Wiechert, Klab, Koch, Lambrias, Langen, Langenhagen, Lehideux, Lehne, Lenz, Liese, McCartin, Maij-Weggen, Malangré, Malerba, Martens, Mayer, Menrad, Mombaur, Mottola, Mouskouri, Nassauer, Oomen-Ruijten, Oostlander, Otila, Pack, Palacio Vallelersundi, Peijs, Pirker, Poettering, Porto, Posselt, Pronk, Quisthoudt-Rowohl, Reding, de Rose, Rovsing, Rübig, Salafranca Sánchez-Neyra, Sarlis, Schiedermeier, Schierhuber, Schleicher, Schröder, Schwaiger, Secchi, Sisó Cruellas, Sonneveld, Spencer, Stenzel, Stewart-Clark, Theato, Thyssen, Tindemans, Trakatellis, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, van Velzen W. G., Viola, Virgin, Wieland, von Wogau

**PSE:** d'Ancona, Andersson, Aparicio Sánchez, Barón Crespo, Barros Moura, Barton, Barzanti, Berger, Billingham, Bösch, Bowe, Bru Purón, Cabezón Alonso, Carlotti, Castricum, Caudron, Colom i Naval, Corbett, Correia, Cot, Crampton, Cunningham, Damião, Dankert, De Coene, De Giovanni, Delcroix, Desama, Dührkop Dührkop, Duhamel, Elchlepp, Elliott, Falconer, Ford, García Arias, Gebhardt, Ghilardotti, Glante, Görlach, Graenitz, Green, Gröner, Hänsch, Hallam, Hardstaff, Harrison, Haug, Hendrick, Hoff, Howitt, Imbeni, Izquierdo Collado, Izquierdo Rojo, Jöns, Junker, Karamanou, Katiforis, Kindermann, Kinnock, Kokkola, Krehl, Kuhn, Kuhne, Lage, Linkohr, Löow, McAvan, McCarthy, McMahon, McNally, Malone, Mann Erika, Marinucci, Martin David W., Medina Ortega, Megahy, Mendiluce Pereiro, Metten, Miller, Miranda de Lage, Moniz, Morgan, Morris, Murphy, Mutin, Myller, Needle, Newens, Oddy, Paasilinna, Peter, Piecyk, Pollack, Pons Grau, van Putten, Ramírez Heredia, Rapkay, Read, Rehder, Rothe, Sakellariou, Sandberg-Fries, Sauquillo Pérez del Arco, Schäfer, Schlechter, Schmidbauer, Schulz, Seal, Simpson, Spiers, Swoboda, Tappin, Terrón i Cusí, Titley, Tomlinson, Torres Marques, Van Lancker, Vecchi, van Velzen Wim, Waddington, Walter, Watts, Wemheuer, White, Whitehead, Wiersma, Wilson, Wynn, Zimmermann

**UPE:** Daskalaki, Fitzsimons

**V:** Aelvoet, Bloch von Blotnitz, Breyer, Cohn-Bendit, Graefe zu Baringdorf, Kreissl-Dörfler, Lagendijk, Müller, Schroedter, Soltwedel-Schäfer, Tamino, Voggenhuber

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(—)

**ELDR:** Lindqvist

**GUE/NGL:** Eriksson, Ilivitzky, Seppänen, Sjöstedt, Svensson

**I-EDN:** Berthu, Blokland, Bonde, van Dam, Fabre-Aubrespy, Jensen Lis, Krarup, Nicholson, Sandbæk, Striby

**NI:** Blot, Dillen, Hager, Kronberger, Lang, Le Pen, Le Rachinel, Martinez, Raschhofer, Stirbois, Vanhecke

Thursday 6 May 1999

**PSE:** Wibe**UPE:** Baggioni, Cardona, Collins Gerard, Crowley, Donnay, Giansily, Guinebertière, Hermange, Marin, Martin Philippe-Armand, Pompidou, Rosado Fernandes, Schaffner**V:** Holm, McKenna

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**GUE/NGL:** Ainardi, Alavanos, Moreau, Pailler**NI:** Féret**PPE:** Cassidy, Corrie, Konrad, Provan**PSE:** Fayot, Iversen, Jensen Kirsten M., Lambraki, Lomas, Marinho, Sindal

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*40. Joint resolution — East Timor**Amendment 1*

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**ARE:** Dupuis, Maes, Posada González, Weber**GUE/NGL:** González Álvarez, Gutiérrez Díaz, Jové Peres, Mohamed Ali, Papayannakis, Puerta, Vinci**NI:** Dillen, Sichrovsky**PPE:** Bernard-Reymond, Cederschiöld, Christodoulou, Estevan Bolea, Flemming, Funk, Goepel, Graziani, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klab, Kristoffersen, Lambrias, Malangré, Martens, Mayer, Mendes Bota, Mombaur, Mottola, Nassauer, Oomen-Ruijten, Oostlander, Pack, Plumb, Posselt, Provan, Rübig, Schleicher, Sisó Cruellas, Sonneveld, Tindemans, Varela Suanzes-Carpegna**PSE:** Caudron, Dührkop Dührkop, Karamanou, Katiforis**UPE:** Guinebertière, Rosado Fernandes**V:** Aelvoet, Breyer, Holm, Lagendijk, Lindholm, McKenna, Telkämper, Voggenhuber

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**ELDR:** Bertens, Brinkhorst, Cars, Fassa, Gasòliba i Böhm, Goedbloed, Kofoed, Larive, Lindqvist, Mulder, Pohjamo, Rynänen, Virrankoski, Wijzenbeek**I-EDN:** Blokland, van Dam**NI:** Amadeo**PSE:** d'Ancona, Aparicio Sánchez, Barros Moura, Berger, Bösch, Bru Purón, Cabezón Alonso, Corbett, Cot, Delcroix, Ford, Frutos Gama, Gebhardt, Görlach, Graenitz, Hallam, Hardstaff, Haug, Hawlicek, Hindley, Hoff, Imbeni, Jöns, Kindermann, Kuhn, Lindeperg, Löow, Marinho, Martin David W., Medina Ortega, Miranda de Lage, Morris, Paasilinna, Paasio, Palm, Pons Grau, van Putten, Ramírez Heredia, Rehder, Sandberg-Fries, Schlechter, Seal, Swoboda, Titley, Tomlinson, Wemheuer, White, Wibe, Wilson, Wynn

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**GUE/NGL:** Elmalan, Eriksson, Ilivitzky, Pailler, Querbes, Ribeiro, Svensson

Thursday 6 May 1999

*41. Joint resolution — East Timor**Amendment 2*

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**ARE:** Dupuis, Maes, Posada González, Weber**ELDR:** Goerens**GUE/NGL:** Elmalan, Eriksson, González Álvarez, Gutiérrez Díaz, Ilivitzky, Jové Peres, Mohamed Ali, Pailler, Papayannakis, Puerta, Querbes, Ribeiro, Svensson, Vinci**NI:** Dillen, Sichrovsky**PPE:** Bernard-Reymond, Camisón Asensio, Cederschiöld, Estevan Bolea, Flemming, Fontaine, Funk, Goepel, Graziani, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klab, Kristoffersen, Lambrias, Lehideux, Lenz, Lulling, Maij-Weggen, Malangré, Martens, Mayer, Mendes Bota, Mombaur, Mottola, Nassauer, Oomen-Ruijten, Oostlander, Pack, Plumb, Posselt, Provan, de Rose, Rübig, Schleicher, Sisó Cruellas, Sonneveld, Tindemans, Trakatellis, Varela Suanzes-Carpegna**UPE:** d'Aboville, Daskalaki, Guinebertière, Rosado Fernandes**V:** Aelvoet, Breyer, Holm, Lagendijk, Lindholm, McKenna, Telkämper, Voggenhuber

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**ELDR:** Bertens, Brinkhorst, Cars, Fassa, Gasòliba i Böhm, Goedbloed, Kofoed, Larive, Lindqvist, Mulder, Pohjamo, Rynänen, Virrankoski, Wijsenbeek**I-EDN:** Blokland, van Dam**NI:** Amadeo**PSE:** d'Ancona, Aparicio Sánchez, Barros Moura, Berger, Bösch, Bru Purón, Cabezón Alonso, Caudron, Corbett, Cot, Dankert, Delcroix, Dührkop Dührkop, Ford, Frutos Gama, Gebhardt, Görlach, Graenitz, Hallam, Hardstaff, Haug, Hawlicek, Hindley, Hoff, Imbeni, Jöns, Karamanou, Katiforis, Kindermann, Kuhn, Lindeperg, Löow, Marinho, Martin David W., Medina Ortega, Miranda de Lage, Morris, Paasilinna, Paasio, Palm, Pons Grau, van Putten, Ramírez Heredia, Rehder, Sandberg-Fries, Schlechter, Seal, Swoboda, Titley, Tomlinson, Wemheuer, White, Wibe, Wilson, Wynn**UPE:** van Bladel*42. Joint resolution — Temelín nuclear power station**Paragraph 4*

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**ARE:** Leperre-Verrier, Posada González**ELDR:** Bertens, Brinkhorst, Cox, Fassa, Gasòliba i Böhm, Goedbloed, Goerens, Larive, Mulder, Pohjamo, Rynänen, Virrankoski, Wiebenga, Wijsenbeek**GUE/NGL:** Elmalan, González Álvarez, Gutiérrez Díaz, Jové Peres, Mohamed Ali, Pailler, Puerta, Querbes, Ribeiro, Sornosa Martínez, Vinci**I-EDN:** Blokland, van Dam**NI:** Amadeo, Sichrovsky**PPE:** Bernard-Reymond, Camisón Asensio, Cederschiöld, Estevan Bolea, Ferrer, Fontaine, Funk, Goepel, Graziani, Grossetête, Günther, Heinisch, Herman, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Klab, Konrad, Kristoffersen, Lambrias, Langenhagen, Lenz, Lulling, Maij-Weggen, Malangré, Martens, Mayer, Mombaur, Mottola, Nassauer, Pack, Plumb, Provan, Salafranca Sánchez-Neyra, Schleicher, Schwaiger, Sisó Cruellas, Tindemans, Varela Suanzes-Carpegna, Verwaerde

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**PSE:** Adam, d'Ancona, Aparicio Sánchez, Berger, Bösch, Bru Purón, Cabezón Alonso, Caudron, Corbett, Cot, Crampton, Dankert, Delcroix, Dührkop Dührkop, Ford, Frutos Gama, Gebhardt, Görlach, Graenitz, Hardstaff, Haug, Hawlicek, Hoff, Imbeni, Izquierdo Collado, Jöns, Karamanou, Katiforis, Kindermann, Kuhn, Lindeperg, Löow, Marinho, Medina Ortega, Miranda de Lage, Morris, Oddy, Paasilinna, Paasio, Palm, Pons Grau, van Putten, Ramírez Heredia, Rehder, Sandberg-Fries, Schlechter, Seal, Swoboda, Torres Couto, Wemheuer, White, Wibe

**UPE:** d'Aboville, Guinebertière, Rosado Fernandes

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**ARE:** Dupuis, Maes, Weber

**ELDR:** Cars, Kofoed, Lindqvist

**GUE/NGL:** Eriksson, Ilivitzky, Svensson

**PPE:** Flemming, Habsburg-Lothringen, Lehideux, Oostlander, Posselt, Rübige, Sonneveld, Trakatellis

**PSE:** Elliott, Falconer, Hallam, Hindley, Martin David W., Miller, Needle, Titley, Tomlinson, Wilson, Wynn

**UPE:** van Bladel

**V:** Aelvoet, Breyer, Holm, Lagendijk, Lindholm, McKenna, Telkämper, Voggenhuber

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**NI:** Dillen

**PPE:** Mendes Bota, Oomen-Ruijten

**UPE:** Daskalaki

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Thursday 6 May 1999

## ANNEX II

**Code of conduct  
on the implementation of structural policies  
by the Commission**

**I. Commission declaration**

In the context of its executive powers, and with particular regard to the implementation of the Structural Funds, the Commission declares its willingness to reach agreement on a Code of Conduct with the European Parliament on the arrangements whereby Parliament is to be involved in Community structural policies during the period 2000-2006.

**I. Structural Funds***1.1. Planning of the Structural Funds*

- The Commission shall forward to Parliament the plans submitted by the Member States in connection with the various Objectives of the Funds as soon as it has received them. In this way, the EP will be able to consider the various elements included in these plans and, in particular:
  - the proposed strategies and main priorities for Community intervention;
  - the expected impact of the proposed measures, *inter alia* on employment, especially as regards the integration of women into the labour market;
  - in the case of regional plans under Objectives 1 and 2, and in order to promote sustainable development, the assessment of the environmental impact of the proposed measures and the mechanisms put into place in the Member States and the regions in order to involve the environmental authorities in the implementation of the plans.
- The Commission shall forward to Parliament the Community support frameworks and, subsequently, the main changes made thereto.
- The Commission shall forward the operational programmes implementing the CSFs approved by the Commission, whenever the European Parliament so requests.
- The Commission shall forward the single programming documents approved by the Commission.
- The Commission shall provide information about the major projects and global grants implemented within the interventions approved by the Commission, whenever the European Parliament so requests.

*1.2. Community initiatives*

- The Commission shall forward to the European Parliament the draft guidelines for the Community initiatives. It shall ensure that Parliament's opinions are given due consideration so that they may be taken into account before the decision is taken on each initiative.
- The Commission shall forward to the European Parliament the list of Community initiative programmes. It shall forward the Community initiative programmes approved by the Commission, whenever the European Parliament so requests.
- The Commission shall provide regular information about the consistency achieved with the measures taken as part of the cooperation programmes beyond the Union's external frontiers.

*1.3. Innovative measures*

- The Commission shall forward to Parliament the draft guidelines for innovative measures. It shall ensure that Parliament's opinions are given due consideration so that they may be taken into account before the decision is taken on each type of innovative measure.

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- The Commission shall forward, whenever the European Parliament so requests, the pilot projects undertaken on the initiative of the Commission pursuant to Article 4 of the ERDF Regulation, to Article 6 of the ESF Regulation and to Article 2(5) of the FIGF Regulation. It shall regularly forward to Parliament the updated list of the projects approved.
- The Commission shall forward, whenever the European Parliament so requests, the studies undertaken on the initiative of the Commission pursuant to the same articles, in particular those relating to the European Spatial Development Perspective and those in the field of urban development. It shall regularly forward to Parliament the updated list of the studies published.

#### *1.4. Partnership*

The Commission shall inform Parliament, at Parliament's request, about the partnership structures put in place by the Member States for the implementation of the Structural Fund interventions.

#### *1.5. Evaluation*

- The Commission shall forward an annual list of the evaluation studies undertaken with regard to the implementation of the Structural Fund programmes. Whenever the European Parliament so requests, it shall forward the studies undertaken, those which it carried out itself and those which it entrusted to independent bodies.
- The Commission shall forward the indicative list of monitoring indicators that it will propose to the Member States for the allocation of the performance reserve. Pursuant to Article 44 of the Regulation laying down general provisions on the Structural Funds, the Member States shall select the monitoring indicators with which to evaluate the performance of the interventions.

#### *1.6. Financial implementation of the Structural Funds*

The Commission shall inform the European Parliament every six months about the general financial implementation of the Structural Funds. It shall also inform Parliament about the allocation of the performance reserve.

#### *1.7. Procedures for the implementation of the regulations*

The Commission shall forward to the European Parliament the draft Commission decisions relating to the implementation procedure set out in Article 53 of the Regulation laying down general provisions on the Structural Funds, Article 5 of the ERDF Regulation, Article 8 of the ESF Regulation, Article 50, third indent, of the EAGGF Regulation and Article 4 of the FIGF Regulation. It shall ensure that Parliament's observations are taken into consideration.

#### *1.8. Annual report*

The annual report referred to in Article 45 of the Regulation laying down general provisions on the Structural Funds shall indicate the manner in which the Commission has taken into account Parliament's opinions on the previous annual reports.

## **2. Cohesion Fund**

- The Commission shall forward to the European Parliament the draft Commission decisions relating to the implementation procedures laid down in Articles 12 and 14 of the Cohesion Fund Regulation. It shall ensure that Parliament's observations are taken into consideration.
- The Commission shall forward to the European Parliament the list of approved projects. Whenever the European Parliament so requests, it shall forward the projects financed by the Cohesion Fund approved by the Commission.
- The Commission shall inform the European Parliament about any decision to suspend aid adopted pursuant to Article 6 of the Cohesion Fund Regulation.

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### 3. ISPA

- The Commission shall forward to the European Parliament the draft Commission decisions relating to the detailed provisions regarding information and publicity laid down in Article 13 of the ISPA Regulation. It shall ensure that Parliament's observations are taken into consideration.
- The Commission shall forward to the European Parliament the list of projects approved. Whenever the European Parliament so requests, it shall forward the projects financed by ISPA approved by the Commission.

### 4. Committees

- The Commission shall regularly inform the European Parliament about the timetable of and agendas for the meetings of the committees referred to in Articles 47 to 51 of the Regulation laying down general provisions on the Structural Funds and Article 14 of the ISPA Regulation. It shall forward to Parliament a list of the documents submitted to those committees. At Parliament's request, the Commission shall forward to Parliament the documents submitted to the committees.
- The Commission shall regularly inform the European Parliament about the opinions delivered by the committees referred to in Articles 47 to 51 of the Regulation laying down general provisions on the Structural Funds and Article 14 of the ISPA Regulation.

## II. Procedure

In order to put this Code of Conduct into practice, the Commission declares its willingness to reach agreement with each of the parliamentary committees most directly concerned on a work schedule laying down the practical arrangements for its implementation.

## III. Agreement between the European Parliament and the Commission

The European Parliament and the Commission declare their willingness to implement the provisions of the Commission Declaration set out in Sections I and II above.

Done at Strasbourg, on 6 May 1999

Jacques SANTER

*President of the European Commission*

José María GIL-ROBLES GIL-DELGADO

*President of the European Parliament*

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Friday 7 May 1999

**MINUTES OF THE SITTING OF FRIDAY 7 MAY 1999**

(1999/C 279/05)

**PART I****Proceedings of the sitting**

IN THE CHAIR: Mrs SCHLEICHER

*Vice-President**(The sitting opened at 09.05)*

The President reminded the House that that day's sitting would be the last of the current parliamentary term and the last to be held in the Palais de l'Europe building.

*The following spoke:*

— Mrs Oomen-Ruijten who paid tribute to Vice-President Schleicher for the way in which she had chaired the Friday sittings throughout her term of office;

— Mr Ford, who asked for confirmation that on the previous evening the Conference of Presidents had decided to send a parliamentary delegation to Rome to meet Ibrahim Rugova (see Minutes of the previous sitting, Part I, before Item 1), and asked the President to draw the political groups' attention to Rule 9(1) and to Annex I, Articles 1 and 2 of the Rules of Procedure, on the obligation of Members nominated as office holders of Parliament or of one of its bodies to complete the declaration provided for in the aforementioned Article 2 (the President, after confirming that on the previous evening the Conference of Presidents had taken the decision in question, pointed out that the Members in question had no doubt been duly informed);

— Mr McMahon on the results of the previous day's elections in Scotland;

— Mrs Van Bladel, who recalled that in January she had submitted a written question to the Council on the illegal imprisonment of five Members of Parliament in Angola, remarking that she had not yet received an answer and insisted on having one (the President, reminding the speaker that there were no fixed time limits for the Council's answers, assured her that action would be taken on this matter);

— Mrs Lulling who also recalled having submitted on 15 March a written question to the President of Parliament on a statement made by him concerning the presence of the Secretariat of Parliament in Luxembourg, pointed out that she was still waiting for an answer and insisted on having one (the President once again assured the speaker that action would be taken on this matter).

**1. Approval of Minutes of previous sitting**

The Minutes of the previous sitting were approved.

**2. Documents received**

The President had received the following texts:

*(a) from the Council:**(aa) requests for opinions on:*

— Proposal for a Council Regulation amending for the third time Regulation (EC) No 850/98 of 30 March 1998 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms (COM(99)0141 — C4-0224/99 — 99/0081(CNS))

referred to  
responsible: FISH

legal basis: Art. 37 EC

— Proposal for a Council Regulation amending Regulation (EC) No 723/97 on the implementation of Member States' action programmes on control of EAGGF Guarantee Section expenditure (COM(99)0169 — C4-0225/99 — 99/0091(CNS))

referred to  
responsible: CONT  
opinion: AGRI, BUDG

legal basis: Art. 37 EC

— Proposal for a Council Regulation (ECSC, EC, Euratom) incorporating daily subsistence allowance rates for officials on mission within the European territory of the Member States of the European Union for Austria, Finland and Sweden into Article 13 of Annex VII to the Staff Regulations of Officials of the European Communities (COM(99)0133 — C4-0226/99 — 99/0076(CNS))

referred to  
responsible: BUDG

legal basis: Art. 283 EC

*(ab) opinions on proposals for transfer of appropriations:*

— Opinion of the Council on transfer of appropriations No 02/99 between Chapters in Section VI — Economic and Social Committee — Committee of the Regions — of the General Budget for the European Union for the financial year 1999 (C4-0228/99)

referred to  
responsible: BUDG

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— Opinion of the Council on transfer of appropriations No 09/99 between Chapters in Section III — Commission — Part B — of the General Budget for the European Union for the financial year 1999 (C4-0229/99)

referred to  
responsible: BUDG

(b) from the Commission, proposals and/or communications:

— Amended proposal for a European Parliament and Council Directive amending Council Directive 92/109/EEC on the manufacture and the placing on the market of certain substances used in the illicit manufacture of narcotic drugs and psychotropic substances (COM(99)0202 — C4-0227/99 — 98/0017(COD))

referred to  
responsible: CIVI  
opinion: ENVI  
legal basis: Art. 95 EC

### 3. Petitions

Pursuant to Rule 156(5), the President had forwarded to the Committee on Petitions the following petitions which had been entered in the register on 6 May 1999:

by Mrs Marisol Valverde de Carlos (Plataforma Unitaria de Vecinos de Areta) (No 309/99);

by Mr José Antonio Fragoso (Comité Europeo de Ericsson) (and 118 signatories) (No 310/99);

by Mr José Gallego Lorca (No 311/99);

by Mr Carlos Barrera Sánchez (Conselh Generau d'Aran) (and 2 signatories) (No 312/99);

by Mrs Ana María del Arco Peña (Europark — Parkinson Europa) (No 313/99);

by Mr Raymond Levy (No 314/99);

by Mr J.P. Fries (No 315/99);

by Mr Jean Philippe Allenbach (Parti Fédéraliste) (No 316/99);

by Mrs Marthe Lebourgeois Weydert (No 317/99);

by Mr Elyas Irshad Chohan (No 318/99);

by Mrs Agnès Harsch-Schmidt (No 319/99);

by Mr Yvan Podgorny (No 320/99);

by Mr Miguel Arnella Bis (Plataforma Cívica de Sopoorte al Dr Josep Masdeu) (and 6 signatories) (No 321/99);

by Mrs Claudette Remy (and 2 signatories) (No 322/99);

by Mr Marcel Tetard (No 323/99);

by Mr Jean Hatayan (No 324/99);

by Mr Marc Perraud (and 2 signatories) (No 325/99);

by Mr Domenico Lacche (No 326/99);

by Mr Mauro Pincelli (Comune di Mirabello) (and 450 signatories) (No 327/99);

by Mr Giovanni Carrino (IRI — International Recording Italy s.r.l.) (No 328/99);

by Mr Perna (Prefettura di Pistoia) (and 2 signatories) (No 329/99);

by Mr Antonio Rosella (Società Giovanile 'Rosella Agriturist a.s.') (and 2 signatories) (No 330/99);

by Mr Michele Starace (No 331/99);

by Mr Raffaele Risi (No 332/99);

by Mr Raffaele Risi (No 333/99);

by Mr Raffaele Risi (No 334/99);

by Mr Ferruccio Egori (No 335/99);

by Mr Ferruccio Egori (No 336/99);

by Mr Ferruccio Egori (No 337/99);

by Mr Luciano Criscio (and 230 signatories) (No 338/99);

by Mrs Tuula Miettinen (No 339/99);

by Mrs Ana Maria Silva (No 340/99);

by Mr Joaquim Jorge de Barros Martins Cristelo (No 341/99);

by Mr Heinz Neumann (No 342/99);

by Mr Jörg Blume (Anwaltsbüro Blume) (No 343/99);

by Mr Hansgeorg Heider (No 344/99);

by Mr Teepe (Teepe GmbH) (No 345/99);

by Mr Hermann Benz (No 346/99);

by Mr Rolf Mengelmann (No 347/99);

by Mr H. Hoeksema (No 348/99);

by Mr J.A. Van Lint (No 349/99);

by Mr A.R. Banyard (No 350/99);

by Mr Mohammad Abou Salhab (No 351/99);

by Mr Lothar Krenner (Österreichische Naturgesetz-Partei — ÖNP) (No 352/99);

by Mr Giles Chichester (and 2 100 signatories) (No 353/99).

### 4. Annex VII to the Staff Regulations of officials \* (procedure without report) (vote)

Proposal for a Council Regulation (ECSC, EC, Euratom) incorporating daily subsistence allowance rates for officials on mission within the European territory of the Member States of the European Union for Austria, Finland and Sweden into Article 13 annex VII to the Staff Regulations of officials of the European Communities (COM(99)0133 — C4-0226/99 — 99/0076(CNS))  
(Simple majority)

referred to  
responsible: BUDG

PROPOSAL FOR A REGULATION COM(99)0133 — C4-0226/99 — 99/0076(CNS):

Parliament approved the Commission proposal (*Part II, Item 1*).

Friday 7 May 1999

### 5. Staff Regulations of officials and other servants \* (procedure without report) (vote)

Proposal for a Council Regulation amending Regulation (EEC, Euratom, ECSC) No 259/68 laying down the Staff Regulations of Officials of the European Communities and the Conditions of Employment of Other Servants of the Communities (COM(99)0102 — C4-0159/99 — 99/0065(CNS))

(Simple majority)

referred to  
responsible: LEGA  
opinion: BUDG

PROPOSAL FOR A REGULATION COM(99)0102 — C4-0159/99 — 99/0065(CNS):

Parliament approved the Commission proposal (*Part II, Item 2*).

### 6. Charging of heavy goods vehicles \*\*\*II

Jarzewowski recommendation for 2nd reading — A4-0245/99

The President informed the House that she had yet to receive the opinion of the Committee of the Regions which Parliament had been waiting for since the previous day (*Part I, Item 23* of that day's Minutes), but she hoped she would receive it in the course of the morning and that, in this light, the approval of the recommendation would be put off until then. (Vote: see *Item 11*).

### 7. Recognition of qualifications for liberalised professional activities \*\*\*III (vote)

Report by Parliament's delegation to the Conciliation Committee (rapporteur: Mrs Gebhardt) — A4-0253/99  
(Simple majority for approval)

JOINT TEXT C4-0209/99 — 96/0031(COD):

Parliament approved the joint text (*Part II, Item 3*).

### 8. Statistics concerning trading of goods between Member States \*\*\*III (vote)

Report by Parliament's delegation to the Conciliation Committee (rapporteur: Mrs Lulling) — A4-0226/99  
(Simple majority for approval)

JOINT TEXT C4-0172/99 — 97/0155(COD):

Parliament approved the joint text (*Part II, Item 4*).

### 9. Lawful interception of telecommunications \* (vote)

Schmid report — A4-0243/99  
(Simple majority)

The President informed the House that when the Council had consulted Parliament, Article K.6(2) of the Treaty on European Union had been selected as the legal basis. Following the entry

into force of the Treaty of Amsterdam, it had become mandatory, within the framework of Article 34(2) of the EU Treaty, to consult Parliament pursuant to the provisions of Article 39 of the EU Treaty.

DRAFT COUNCIL RESOLUTION 10951/2/98 — C4-0052/99 — 99/0906(CNS):

*Amendments adopted:* 1 and 2 collectively; 3 and 4 collectively

Parliament approved the Council draft as amended (*Part II, Item 5*).

DRAFT LEGISLATIVE RESOLUTION:

*Amendment rejected:* 5

Para. 1 was adopted by RCV (V).

Parliament adopted the legislative resolution (*Part II, Item 5*).

### 10. Insolvency practices (vote)

Malangré report — A4-0234/99  
(Simple majority)

MOTION FOR A RESOLUTION

Parliament adopted the resolution (*Part II, Item 6*).

\*  
\* \*

*Explanations of vote were made by the following Members:*

Gebhardt report — A4-0253/99

— *in writing:* Berthu, on behalf of the I-EDN Group; Caudron

Malangré report — A4-0234/99

— *orally:* Bru Purón

Jarzewowski recommendation for 2nd reading — A4-0245/99

— *in writing:* Van Dam, on behalf of the I-EDN Group

Mr Hallam wondered how a Member who was not present could give an explanation of vote (the President replied that attendances were checked).

\*  
\* \*

Mr Swoboda asked for the vote on the Jarzewowski recommendation for 2nd reading to be taken.

The President decided to follow up this request.

Friday 7 May 1999

### 11. Charging of heavy goods vehicles \*\*\*II (vote)

Jarzembowski recommendation for second reading —  
A4-0245/99  
(Qualified majority)

COMMON POSITION OF THE COUNCIL 13651/3/98 —  
C4-0037/99 — 96/0182(COD) — formerly 96/0182(SYN):

The President declared the common position approved (*Part II, Item 7*).

This approval would, however, only take effect once the opinion of the Committee of the Regions had been received, pursuant to Article 71 of the EC Treaty.

Mr Wijsenbeek spoke.

### 12. Potato starch \* (procedure without report) (debate and vote)

The next item was a proposal for a Council Regulation amending Regulation (EC) No 1868/94 establishing a quota system for the production of potato starch (COM(99)0173 — C4-0214/99 — 99/0088(CNS))

referred to  
responsible: AGRI  
opinion: BUDG

The following spoke: Mr Sonneveld, on behalf of the PPE Group, Mr Olsson, on behalf of the ELDR Group, Mr Van Dam, on behalf of the I-EDN Group, Mr Mulder and Mrs Gradin, Member of the Commission.

The President closed the debate.

VOTE  
(Simple majority)

PROPOSAL FOR A REGULATION (COM(99)0173 — C4-0214/99 — 99/0088(CNS):

Parliament approved the Commission proposal (*Part II, Item 8*).

### 13. Hannover 2000 (debate and vote)

Mr Hoppenstedt introduced his report, drawn up on behalf of the Committee on Culture, Youth, Education and the Media, on the communication from the Commission to the Council and the European Parliament on European Union participation in the Hannover 2000 universal exhibition (COM(99)0131 — C4-0153/99) (A4-0195/99).

The following spoke: Mr Elchlepp, on behalf of the PSE Group, Mr von Habsburg, on behalf of the PPE Group, Mr Holm, on behalf of the V Group, Mr Rübzig and Mrs Gradin, Member of the Commission.

The President closed the debate.

VOTE  
(Simple majority)

### MOTION FOR A RESOLUTION

*Explanations of vote were made by the following Members:*

— *in writing:* Svensson

Parliament adopted the resolution by RCV (PPE) (*Part II, Item 9*).

### 14. European textiles market (debate and vote)

The next item was a joint debate on two oral questions to the Commission by the following Members:

— Ferrer, Peijs and Chanterie, on behalf of the PPE Group, on mass imports of low-priced textiles (B4-0338/99);

— Moniz, on behalf of the PSE Group, on mass of cheap imports on the European textile market (B4-0339/99).

Mrs Ferrer moved oral question (B4-0338/99).

IN THE CHAIR: Mr GUTIÉRREZ DÍAZ

*Vice-President*

Mr Moniz moved oral question (B4-0339/99).

Mrs Gradin, Member of the Commission, answered the questions.

The President had received motions for resolutions pursuant to Rule 40(5) from the following Members:

— Ferrer, on behalf of the PPE Group, on textile dumping by third countries (B4-0455/99);

(Mr Moniz, on behalf of the PSE Group, and the I-EDN Group had also signed this motion)

— Ribeiro, Elmalan, Jové Peres and Vinci, on behalf of the GUE/NGL Group, on cost-price imports into the European textile market (B4-0511/99);

— Gasòliba i Böhm, on behalf of the ELDR Group, on textile imports into the European Union (B4-0512/99) (withdrawn).

The following spoke: Mr Gasòliba i Böhm, on behalf of the ELDR Group, Mr Souchet, on behalf of the I-EDN Group, Mr Kellett-Bowman and Mr Rübzig.

The President closed the debate.

VOTE  
(Simple majority)

### MOTION FOR A RESOLUTION B4-0455/99

*Explanations of vote were made by the following Members:*

— *in writing:* Cars

Parliament adopted the resolution by RCV (GUE/NGL) (*Part II, Item 10*).

(Motion for a resolution B4-0511/99 fell).

\*  
\* \* \*

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The President expressed his appreciation of the contribution made over the years by the 'Friday club'.

The following spoke in reply and expressed their appreciation of the President: Mr Habsburg-Lothringen, Mr Medina Ortega, on behalf of the PSE Group, Mr Gasòliba i Böhm, Mr Martens, on behalf of the PPE Group, Mr Poggiolini, Mr Rosado Fernandes, Mrs Oomen-Ruijten, Mr Paasio, Mrs Lindholm, Mr Virrankoski, Mrs González Álvarez, Mr Goerens, Mr Bertens, Mrs Gebhardt, Mr Escolà Hernando, on behalf of the ARE Group, Mr Bru Purón, Mrs Lenz, Mrs Lulling, Mr Posselt, Mr Lindqvist and Mrs Gröner.

On behalf of all the Vice-Presidents, the President thanked the speakers for their kind words.

### 15. Request for the waiver of Mr Coelho's immunity

The President announced that he had received from the Portuguese authorities a request for the waiver of Mr Coelho's parliamentary immunity.

In accordance with Rule 6, the request had been referred to the appropriate committee: the Committee on the Rules of Procedure, the Verification of Credentials and Immunities.

### 16. Membership of committees

At the request of the PPE Group Parliament ratified the following appointments:

- Mr Wieland as member of the Legal Affairs Committee
- Mr Gahler as member of the Rules Committee to replace Mr Wieland

Mr Posselt spoke on this announcement.

### 17. Verification of credentials

On a proposal from the Committee on the Rules of Procedure, the Verification of Credentials and Immunities, Parliament ratified the appointment of Mrs Laurila as a Member of Parliament.

### 18. Written declarations (Rule 48)

Pursuant to Rule 48(3), the President announced the number of signatures to these declarations:

<i>Document No</i>	<i>Author</i>	<i>Signatures</i>
2/99	Truscott	44
3/99	Maes, Van Lancker, Aelvoet, Thyssen and Neyts-Uyttebroek	96
4/99	Escolá Hernando	26
5/99	Ferri	4
6/99	McNally	75

### 19. Approval of Minutes of this sitting

As it was the last sitting of the parliamentary term, the President proposed that Parliament derogate from Rule 133(2) and approve forthwith the Minutes of that sitting which had been drawn up during the course of proceedings.

Parliament agreed to this suggestion and approved the Minutes.

### 20. Dates for next sittings

The President announced that the next sittings would be held from 20 to 23 July 1999.

### 21. Adjournment of session

The session was adjourned.

*(The sitting closed at 11.00)*

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Julian PRIESTLEY  
*Secretary-General*

Antoní GUTIÉRREZ DÍAZ  
*Vice-President*

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## PART II

## Texts adopted by the European Parliament

**1. Annex VII to the Staff Regulations of officials** \* (procedure without report)

**Proposal for a Council Regulation (ECSC, EC, Euratom) incorporating daily subsistence allowance rates for officials on mission within the European territory of the Member States of the European Union for Austria, Finland and Sweden into Article 13 annex VII to the Staff Regulations of officials of the European Communities (COM(99)0133 – C4-0226/99 – 99/0076(CNS))**

(Consultation procedure)

The proposal was approved.

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**2. Staff Regulations of officials and other servants** \* (procedure without report)

**Proposal for a Council Regulation amending Regulation (EC, Euratom, ECSC) No 259/68 laying down the Staff Regulations of Officials of the European Communities and the Conditions of Employment of Other Servants of the Communities (COM(99)0102 – C4-0159/99 – 99/0065(CNS))**

(Consultation procedure)

The proposal was approved.

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**3. Recognition of qualifications for liberalised professional activities** \*\*\*III

**A4-0253/99**

**Decision on the joint text approved by the Conciliation Committee for a European Parliament and Council Directive establishing a mechanism for the recognition of qualifications in respect of the professional activities covered by the Directives on liberalisation and transitional measures and supplementing the general systems for the recognition of qualifications (3612/99 – C4-0209/99 – 96/0031(COD))**

(Codecision procedure: third reading)

*The European Parliament,*

- having regard to the joint text approved by the Conciliation Committee and the relevant Council and Commission declarations (3612/99 – C4-0209/99 – 96/0031(COD)),
- having regard to its opinion at first reading <sup>(1)</sup> on the Commission proposal to Parliament and the Council, COM(96)0022 and COM(97)0363 <sup>(2)</sup>,
- having regard to its decision on the common position <sup>(3)</sup>,

<sup>(1)</sup> OJ C 85, 17.3.1997, p. 114.

<sup>(2)</sup> OJ C 115, 19.4.1996, p. 16 and OJ C 264, 30.8.1997, p. 5.

<sup>(3)</sup> OJ C 328, 26.10.1998, p. 156.

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- having regard to the Commission's opinion on Parliament's amendments to the common position (COM(98)0640 — C4-0644/98),
  - having regard to Article 251(5) of the EC Treaty,
  - having regard to Rule 77(2) of its Rules of Procedure,
  - having regard to the report of its delegation to the Conciliation Committee (A4-0253/99),
1. Approves the joint text and recalls the Council and Commission declarations;
  2. Instructs its President to sign the act with the President of the Council, pursuant to Article 254(1) of the EC Treaty;
  3. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal;
  4. Instructs its President to forward this decision to the Council and Commission.

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#### 4. Statistics concerning trading of goods between Member States \*\*\*III

**A4-0226/99****Decision on the joint text approved by the Conciliation Committee for a European Parliament and Council Regulation (EC) amending Council Regulation (EEC) No 3330/91 on the statistics relating to the trading of goods between Member States with a view to reducing the data to be provided (3608/99 — C4-0172/99 — 97/0155(COD))**

(Codecision procedure: third reading)

*The European Parliament,*

- having regard to the joint text approved by the Conciliation Committee and the relevant Council and Commission declarations (3608/99 — C4-0172/99 — 97/0155(COD)),
  - having regard to its opinion at first reading <sup>(1)</sup> on the Commission proposal to Parliament and the Council COM(97)0252 and COM(98)0270 <sup>(2)</sup>,
  - having regard to its decision on the common position <sup>(3)</sup>,
  - having regard to the Commission's opinion on Parliament's amendments to the common position (COM(99)0059 — C4-0071/99),
  - having regard to Article 251(5) of the EC Treaty,
  - having regard to Rule 77(2) of its Rules of Procedure,
  - having regard to the report of its delegation to the Conciliation Committee (A4-0226/99),
1. Approves the joint text and draws attention to the Council and Commission declarations thereon;
  2. Instructs its President to sign the act with the President of the Council, pursuant to Article 254(1) of the EC Treaty;
  3. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal;
  4. Instructs its President to forward this decision to the Council and Commission.

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<sup>(1)</sup> OJ C 138, 4.5.1998, p. 89.

<sup>(2)</sup> OJ C 203, 3.7.1997, p. 10 and OJ C 171, 5.6.1998, p. 12.

<sup>(3)</sup> OJ C 98, 9.4.1999, p. 153.

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## 5. Lawful interception of telecommunications \*

A4-0243/99

**Draft Council Resolution on the lawful interception of telecommunications in relation to new technologies (10951/2/98 – C4-0052/99 – 99/0906(CNS))**

The draft was approved with the following amendments:

COUNCIL DRAFT

AMENDMENTS  
BY PARLIAMENT

(Amendment 1)

*Recital –1 (new)*

**Having regard to the Council of Europe Convention of 28 January 1981 on the protection of personal data;**

(Amendment 2)

*Recital 1a (new)*

**Having regard to European Parliament and Council Directive 95/46/EC of 24 October 1995 on the protection of individuals and processing of personal data <sup>(1)</sup>;**

<sup>(1)</sup> OJ L 281, 23.11.1995, p. 31.

(Amendment 3)

*Paragraph 3a (new)*

**3a. The intention is not to constitute a legal framework that would force the Internet Service Providers to establish outside the Union because of the economic burden it imposes in respect of competitiveness.**

(Amendment 4)

*Paragraph 3b (new)*

**3b. The Council intends to ascertain by 1 July 2000 the extent to which the Member States have transposed this resolution and the resolution of 17 January 1995 on the lawful interception of telecommunications into national law.**

**Legislative resolution embodying Parliament's opinion on the draft Council Resolution on the lawful interception of telecommunications in relation to new technologies (10951/2/98 – C4-0052/99 – 99/0906(CNS))**

(Consultation procedure)

*The European Parliament,*

- having regard to the Council draft (10951/2/98 – 99/0906(CNS)),
- having been consulted by the Council pursuant to Article K.6(2) (now Article 39(1)) of the Treaty on European Union (C4-0052/99),



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- having regard to Rule 58 of its Rules of Procedure,
  - having regard to the report of the Committee on Civil Liberties and Internal Affairs and the opinion of the Committee on Legal Affairs and Citizens' Rights (A4-0243/99),
1. Approves the Council draft, subject to the amendments adopted by Parliament;
  2. Asks to be consulted again, should the Council intend to make substantial modifications to the draft;
  3. Instructs its President to forward this opinion to the Council and Commission.

## 6. Insolvency proceedings

A4-0234/99

### Resolution on the Convention on Insolvency Proceedings of 23 November 1995

*The European Parliament,*

- having regard to the Convention on Insolvency Proceedings of 23 November 1995 <sup>(1)</sup>,
  - having regard to the findings of the hearing held by the Committee on Legal Affairs and Citizens' Rights on 15 April 1998,
  - having regard to Rule 148 of its Rules of Procedure,
  - having regard to its request made in paragraph 36 of its resolution of 16 December 1998 on the Commission's work programme for the year 1999 that the Commission submit a proposal for a Directive on bankruptcies involving companies which operate in several Member States <sup>(2)</sup>,
  - having regard to the report of the Committee on Legal Affairs and Citizens' Rights (A4-0234/99),
- A. whereas the deadline for the signing of the Convention on Insolvency Proceedings has passed with one Member State not having signed; whereas the Convention cannot therefore enter into force unless it is amended by unanimous accord,
  - B. whereas this stalemate has been caused by the fact that one Member State has refused to sign the Convention, despite having accepted it,
  - C. whereas all the Member States agree that the absence of rules on insolvency proceedings in the Community is a deficiency with respect to the completion of the internal market,
  - D. whereas bankruptcies, compositions and similar proceedings were excluded from the scope of the Convention on jurisdiction and the enforcement of judgments in civil and commercial matters signed in Brussels on 27 September 1968 <sup>(3)</sup>,
  - E. whereas between 1963 and 1980 a committee of experts in the Commission examined a first draft Convention and — after the enlargement of the Community beginning in 1973 — a second draft Convention, which provided for a single procedure to be recognised in the other Contracting States and precluded the simultaneous opening of domestic proceedings in these other States (principles of 'unity' and 'universality'),

<sup>(1)</sup> Council Document CONV/INSOL/XI.

<sup>(2)</sup> OJ C 98, 9.4.1999, p. 163.

<sup>(3)</sup> Consolidated version, OJ C 27, 26.1.1998, p. 1.

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- F. whereas the Council suspended its deliberations of these drafts in 1985 in the absence of sufficient agreement,
- G. whereas the European Convention on certain international aspects of bankruptcy negotiated within the Council of Europe and deposited for signature on 5 June 1990 in Istanbul has not entered into force, since not enough States have ratified it,
- H. whereas a set of rules to be established in the Community on the model of the Insolvency Convention should as far as possible provide for simple and flexible solutions and be based on the principle of the universality of proceedings, which principle is, however, restricted by the possibility of secondary insolvency proceedings being opened in one or more instances, although their effects remain confined to the territory of the Member State concerned,
- I. whereas Article 65 of the EC Treaty provides for the elimination of 'obstacles to the proper functioning of civil proceedings, if necessary by promoting the compatibility of the rules on civil procedure applicable in the Member States' in the field of judicial cooperation in civil matters having cross-border implications; whereas during a transitional period of five years following the entry into force of the Amsterdam Treaty, the Council, acting unanimously, may enact legislation pursuant to Article 67 of the Treaty, on a proposal from the Commission or on the initiative of a Member State and after consulting the European Parliament, and whereas these new provisions cover the subject matter governed by the Insolvency Convention,
- J. whereas this opportunity should be seized, if possible, before the end of the current Council Presidency,
1. Calls on the Commission to put forward a proposal for a Directive or a Regulation on bankruptcies involving companies which operate in several Member States;
  2. Instructs its President to forward this resolution to the Commission, the Council and the governments of the Member States.

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## 7. Charging of heavy goods vehicles \*\*\*II

A4-0245/99

### **Decision on the common position adopted by the Council with a view to adopting a European Parliament and Council Directive on the charging of heavy goods vehicles for the use of certain infrastructures (13651/3/98 – C4-0037/99 – 96/0182(COD) – formerly 96/0182(SYN))**

(Codecision procedure: second reading)

*The European Parliament,*

- having regard to the list of Commission proposals pending at 1 May 1999 for which entry into force of the Treaty of Amsterdam implies a change in legal basis and/or change in procedure,
- having regard to its resolution of 4 May 1999 on the implications of the entry into force of the Treaty of Amsterdam (list of legislative proposals pending as at 1 May 1999, indicating new legal bases and any changes in legislative procedure following the entry into force of the Treaty of Amsterdam) <sup>(1)</sup>,
- having regard to the common position of the Council (C4-0037/99), confirmed by the Council on 4 May 1999,
- having regard to its opinion at first reading <sup>(2)</sup> on the Commission proposal to the Council (COM(96)0331) <sup>(3)</sup>, confirmed on 4 May 1999 <sup>(4)</sup>,

<sup>(1)</sup> Minutes of that sitting, Part II, Item 7.

<sup>(2)</sup> OJ C 286, 22.9.1997, p. 217.

<sup>(3)</sup> OJ C 59, 26.2.1997, p. 9.

<sup>(4)</sup> Minutes of that sitting, Part II, Item 14.

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- having regard to the amended Commission proposal COM(98)0427 <sup>(1)</sup>,
  - having regard to Article 251(2) of the EC Treaty,
  - having regard to Rule 68 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Transport and Tourism (A4-0245/99),
1. Approves the common position;
  2. Deems the act to be adopted in accordance with the common position;
  3. Instructs its President to sign the act with the President of the Council pursuant to Article 251(1) of the EC Treaty;
  4. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal;
  5. Instructs its President to forward this decision to the Council and the Commission.

<sup>(1)</sup> OJ C 261, 19.8.1998, p. 18.

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## 8. Potato starch \* (procedure without report)

### **Proposal for a Council Regulation amending Regulation (EC) No 1868/94 establishing a quota system for the production of potato starch (COM(99)0173 – C4-0214/99 – 99/0088(CNS))**

(Consultation procedure)

The proposal was approved.

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## 9. Hannover 2000

**A4-0195/99**

### **Resolution on the Communication from the Commission to the Council and the European Parliament entitled 'EXPO 2000 Hannover' (COM(99)0131 – C4-0153/99)**

*The European Parliament,*

- having regard to the Communication from the Commission (COM(99)0131 – C4-0153/99),
- having regard to the decision of the International Exhibitions Bureau to organise a universal exhibition in Hannover from 1 June to 31 October 2000 on the theme 'Humankind – Nature – Technology',
- having regard to its resolution of 26 May 1989 on the Communication from the Commission to the Council and the European Parliament on participation by the Commission in the 1992 Seville World Fair <sup>(1)</sup>,
- having regard to its resolution of 13 December 1990 on Commission participation in the 1992 Genoa International Exhibition <sup>(2)</sup>,
- having regard to the report of the Committee on Culture, Youth, Education and the Media and the opinion of the Committee on Budgets (A4-0195/99),

<sup>(1)</sup> OJ C 158, 26.6.1989, p. 302.

<sup>(2)</sup> OJ C 19, 28.1.1991, p. 283.

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- A. whereas more than one million people visited the European Union Pavilion at the Lisbon World Exhibition in 1998, and whereas between two and four million visitors may be expected to visit the Union Pavilion in Hannover,
- B. whereas the European institutions have participated in 16 universal or world exhibitions approved by the International Exhibitions Bureau since 1958, and whereas the participation of the European Union in such exhibitions held in the Member States makes ordinary people aware of the reality of European integration and of Europe's role in international relations,
- C. having regard in particular to the experience acquired by the Union when it participated in the Genoa (1992), Seville (1992) and Lisbon (1998) Exhibitions,
- D. whereas it is important that, in the EU Pavilion, the European Union should be represented by its most significant institutions in a balanced fashion and that the European Parliament should be assigned the position which it merits,
- E. whereas the participation of the European Parliament in EXPO 2000 Hannover will enable visitors to the European Union Pavilion to learn more about the only Community institution elected by direct universal suffrage; whereas such participation will enhance popular knowledge of its role within the Union through the organisation of seminars, colloquia and other activities, and through contacts with young people and opinion multipliers (journalists, eminent politicians, and leading figures in socio-economic circles and the arts),
- F. whereas the Universal Exhibition will be held against the backdrop of the entry into force of the Treaty of Amsterdam, a treaty which strengthens the powers and responsibilities of the European Parliament in the interinstitutional structure, and wherever the citizens of Europe will have cast their votes in the European elections being held from 10 to 13 June 1999 in order to determine who will be their legitimate representatives at European level,
- G. whereas the year 2000, a symbolic date which marks the end of the century and the beginning of the new Millennium, will provide the European Union with an opportunity to affirm and disseminate the values of civilisation on which it is founded: democracy, tolerance, the rule of law, and respect for human rights,
- H. whereas the end of the century and the beginning of the new Millennium should provide an opportunity for the reaffirmation of the principle of solidarity and for the promotion of all the projects implemented as part of the central theme of the Exhibition ('Humankind — Nature — Technology'), the object of which is to give tangible form in the world outside the Exhibition to the ideas underpinning it,
- I. whereas the European Union, itself on the threshold of a new stage in European integration (introduction of the single currency, implementation of Agenda 2000, enlargement to include the countries of Central and Eastern Europe, and the increasing globalisation of the economy, including the industrial and financial markets), is already involved in a number of ways in the theme of 'Humankind — Nature — Technology', one of the major challenges to which it will have to respond,
- J. whereas the central theme of EXPO 2000 Hannover is based on an awareness that interaction between humankind, nature and technology must be well-balanced and harmonious, since that is a precondition for sustainable development and a quality of life that is accessible to everybody,
- K. whereas the theme of 'Humankind — Nature — Technology' is at the heart of the policies pursued by the European Union, whose citizens wish to see a fair balance struck between the requisite protection of the environment, further technological development in society and an improvement in the quality of life, and whereas the European Union must maintain its solidarity with third countries, in particular by helping the ACP States to participate in this Exhibition,
- L. whereas the European Parliament must therefore deliver its opinion on EXPO 2000 Hannover, as it did for the Genoa and Seville Exhibitions, and on the financial and human resources to be allocated thereto,
  - 1. Welcomes the fact that one of the Member States of the European Union will be hosting the Universal Exhibition in 2000, a symbolic date for humankind, and that it will be held in Hannover, a city famous for its modern outlook and for technological development;
  - 2. Welcomes the high rate of participation in such an Exhibition by all the Member States and by third countries;

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3. Welcomes the fact that all the pavilions of the European Union and of the Member States at EXPO 2000 Hannover will be built close together on a 'Community' site (Europe Boulevard) which will symbolise European unity, the focus of which will be European Union Pavilion;
4. Takes the view that it is entirely appropriate, on the eve of the third millennium, for EXPO 2000 Hannover to be devoted to the theme of 'Humankind — Nature — Technology', given the impact of the new technologies on humankind and its environment;
5. Believes that 'North-South Solidarity', 'Social Justice' and 'Respect for Cultural Diversity', essential components of the central theme of 'Humankind — Nature — Technology', should also be envisaged as sub-themes;
6. Welcomes the European Union's intention, in cooperation with the organisers of EXPO 2000 Hannover and in conjunction with the Association of German Savings Banks, to promote the single European currency, given that Monetary Union was launched on 1 January 1999 and that euro banknotes and coins will be in circulation as from 1 January 2002;
7. Welcomes, in particular, the implementation of a pilot project being carried out as part of the information campaign on the euro which is designed to increase visitors' awareness of the new technologies and the single currency by enabling them to use an electronic payment card denominated in euros;
8. Notes the proposals being drawn up by the Commission on the manner in which it intends to develop the theme of EXPO 2000 Hannover and to organise information activities with the cooperation of the European Parliament and other Community institutions;
9. Calls on the Commission to devise and to implement a detailed programme of activities, in cooperation with the European Parliament and with the other Community institutions represented in Hannover;
10. Calls for the establishment, in the planning of European Union activities and events, of cooperation between the Hannover Universal Exhibition and the European Cities of Culture in 2000 so that ordinary people may be made more aware of the reality of European integration and of the role played by the European Union on the world stage;
11. Calls on the European Union to ensure greater and specific awareness, both in the planning of its activities and in its information and communication strategy, in order to ensure the participation of large sections of the population;
12. Emphasises that the proposed budget indicates a reference amount of EUR 15 440 000 and notes that that amount is the minimum which is to be made available, otherwise the preparations for participation in the Exhibition within the time-limits laid down, the attainment of the objectives set and the spin-off expected from this event will be seriously compromised; the complementarity funding to be provided by the budget 2000 will be determined by the budgetary authority taking into account the anticipated positive aspects of the interinstitutional cooperation;
13. Takes the view that private-sector sponsorship should be broadly endorsed with respect to various aspects of the European Union's participation in EXPO 2000;
14. Points to the responsibility falling on DG X as regards the coordination of measures, while ensuring that the European Union is represented in a coherent and comprehensive manner, and recommends firstly the putting in place at an early date of the Commission's Interservice Task Force, and secondly the creation of a working party between the appropriate services of Parliament and the Commission and the other Community institutions which will be represented in Hannover which must begin work immediately so as to ensure that the European Union will indeed be represented at EXPO 2000 Hannover;
15. Calls on the Commission to keep the European Parliament and, in particular, its appropriate committee, the Committee on Culture, Youth, Education and the Media, regularly informed about the programme of activities that it or the other Community institutions represented in Hannover devise;
16. Takes the view that the participation of the European Parliament in EXPO 2000 Hannover will only be effective if the staff it seconds to work in Hannover have sufficient independent funds for them to ensure that an infrastructure will be set up that will be able to make ordinary people aware of the role and task of the European Parliament in European integration;

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17. Points out that in the field of information and communication as well as public events, the Commission is implementing EU funding for EU citizens and that therefore, the budget allocation foreseen by DG X should cover Parliament's requests and presence in the Expo;
18. Believes, with that in mind, that it would be sensible for emphasis to be placed on the work of the European Parliament on environmental protection and public health, education, job-creation and measures to combat unemployment, support for artistic creation and the promotion of the audiovisual sector, particularly through the presentation of projects involving bilateral cooperation and youth exchanges;
19. Instructs the appropriate services in its Secretariat, in cooperation with their counterparts in the Commission, to draw up a programme of European Parliament activities and events for EXPO 2000 Hannover;
20. Hopes sincerely that EXPO 2000 will serve as an interface with other events such as the Olympic Games which are taking place at the same time;
21. Instructs its President to forward this resolution to the Commission and Council, and to the commissioners of the participating Member States responsible for EXPO 2000 Hannover.

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## 10. European textiles market

**B4-0455/99**

### **Resolution on textile dumping by third countries**

*The European Parliament,*

- A. whereas the textile and clothing industry is one of the EU's major industrial sectors with some 2,3 million persons employed and a turnover of EUR 189 billion,
- B. whereas the industry is facing growing globalisation and during the last decade has proved its innovative capabilities and its determination to modernise itself by improving productivity at the same pace as other industrial sectors,
- C. whereas this industry is facing unfair trade conditions due to the financial crisis in several parts of the world; whereas it has to compete, on the European market, with fraudulent imports and, on third-country markets, with insurmountable tariff and non-tariff barriers,
- D. whereas the implementation of the Uruguay Round commitments has not resulted in comparable market access conditions; whereas the tariff reduction commitments have not been complied with; whereas non-tariff barriers have, on the contrary, increased; whereas, in particular, the gradual reintegration of textile and clothing products in the GATT disciplines did not, as initially envisaged, lead to a reduction of the excessive barriers preventing access to third-country markets,
- E. whereas the announcement of a new multilateral round of negotiations begs the question of the advisability of pursuing any further bilateral agreements before the new multilateral framework is finalised,
- F. whereas it is necessary, against this background, to ensure fairer and more equitable trade conditions for the textile and clothing industry; whereas this concern has largely been taken into account by the Bangemann initiative for the textile and clothing industry which has resulted in an Action Plan shortly to be released,
- G. whereas recent trends, such as an increase in imports from certain countries and for certain products under non-market conditions, make it all the more necessary for EC trade policy towards the textile and clothing industry to be consistent,

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1. Requests that with a view to a new WTO Round the Commission and the Member States ensure that the commitments of the previous Round – tariff dismantling, reduction of non-tariff barriers, agreements on subsidies and on intellectual property – are fully complied with;
  2. Calls for an assessment of the terms of access of textile and clothing to third-country markets to be carried out under the aegis of the WTO and in close cooperation with the Commission;
  3. Demands that, in the framework of the new WTO Round, tariffs be harmonised at the level of those applied by the EU and that the commitments to tariff harmonisation and market access should be on the basis of reciprocity;
  4. Asks the Commission to reassess the consistency of the EU's preferential and bilateral trade agreements and, if necessary, to align the negotiating timetable on the multilateral deadlines;
  5. Urges the Commission to avail itself of the trade defence instruments to prevent an increase in imports at unfair trade conditions;
  6. Instructs its President to forward this resolution to the Commission and the Council.
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**ATTENDANCE REGISTER****7 May 1999**

The following signed:

Adam, Amadeo, Anastassopoulos, d'Ancona, Aparicio Sánchez, Bardong, Barros Moura, Barthet-Mayer, Bernard-Reymond, Bertens, Berthu, van Bladel, Blokland, Blot, Bösch, Botz, Breyer, Brinkhorst, Bru Purón, Buffetaut, Cabezón Alonso, Camisón Asensio, Cars, Cassidy, Caudron, Cederschiöld, Ceyhun, Christodoulou, Collins Kenneth D., Corbett, Correia, Cot, Cox, Crampton, van Dam, Dankert, Daskalaki, Delcroix, Dillen, Donnay, Dupuis, Eisma, Elchlepp, Elmalan, Escolá Hernando, Estevan Bolea, Fabre-Aubrespy, Falconer, Fassa, Féret, Ferrer, Flemming, Fontaine, Ford, Frutos Gama, Funk, Gahler, Gahrton, Gasòliba i Böhm, Gebhardt, Gil-Robles Gil-Delgado, Goedbloed, Goepel, Goerens, Görlach, González Álvarez, Graenitz, Graziani, Green, Gröner, Grossetête, Günther, Gutiérrez Díaz, von Habsburg, Habsburg-Lothringen, Hager, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Heinisch, Hendrick, Herman, Hindley, Holm, Hoppenstedt, Hory, Iivitzky, Imbeni, Iversen, Jean-Pierre, Jensen Lis, Jöns, Jové Peres, Junker, Karamanou, Katiforis, Kellett-Bowman, Keppelhoff-Wiechert, Kittelmann, Kjer Hansen, Klauf, Koch, Kofoed, Kokkola, Konrad, Kuhn, Lage, Lambrias, Langen, Langenhagen, Larive, de Lassus Saint Geniès, Lataillade, Lehideux, Lenz, Leperre-Verrier, Lindeperg, Lindholm, Lindqvist, Linser, Lukas, Lulling, McKenna, McMahon, Maes, Malangré, Manisco, Mann Thomas, Marin, Marinucci, Martens, Martin David W., Martin Philippe-Armand, Martinez, Mayer, Medina Ortega, Mendes Bota, Menrad, Miller, Miranda de Lage, Mohamed Ali, Mombaur, Moniz, Moreau, Morris, Mulder, Mutin, Nassauer, Needle, Nordmann, Oddy, Olsson, Paasio, Pack, Pailler, Papayannakis, Pérez Royo, Peter, Plumb, Poettering, Poggiolini, Pons Grau, Posada González, Posselt, Provan, Puerta, van Putten, Querbes, Ramírez Heredia, Rapkay, Rauti, Rehder, Rosado Fernandes, Rothe, Rübige, Ryyänen, Sakellariou, Sandberg-Fries, Sanz Fernández, Schäfer, Schiedermeier, Schlechter, Schleicher, Schmidbauer, Schröder, Schulz, Schwaiger, Sichrovsky, Sierra González, Simpson, Sisó Cruellas, Soltwedel-Schäfer, Sonneveld, Sornosa Martínez, Souchet, Striby, Svensson, Telkämper, Tindemans, Titley, Tomlinson, Torres Couto, Trakatellis, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, Vecchi, Verwaerde, Vinci, Virrankoski, Waddington, Weber, Weiler, Wemheuer, White, Wibe, Wiebenga, Wieland, Wijsenbeek, Wilson, Wynn, Zimmermann

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Friday 7 May 1999

## ANNEX

## Result of roll-call votes

(+) = For  
 (−) = Against  
 (O) = Abstention

## 1. Schmid report — A4-0243/99

## Paragraph 1

154

(+)

**ARE:** Dupuis, Hory, Maes, Weber

**ELDR:** Bertens, Brinkhorst, Cars, Cox, Eisma, Gasòliba i Böhm, Goedbloed, Kofoed, Larive, Lindqvist, Mulder, Nordmann, Olsson, Rynnänen, Virrankoski, Wiebenga, Wijsenbeek

**GUE/NGL:** Elmalan, González Álvarez, Gutiérrez Díaz, Ilivitzky, Jové Peres, Manisco, Mohamed Ali, Puerta, Querbes, Svensson

**I-EDN:** Berthu, Blokland, Buffetaut, van Dam, Fabre-Aubrespy, Souchet

**NI:** Dillen, Lukas

**PPE:** Bardong, Bernard-Reymond, Cederschiöld, Estevan Bolea, Ferrer, Flemming, Fontaine, Funk, Goepel, Graziani, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Hoppenstedt, Kellett-Bowman, Keppelhoff-Wiechert, Klaß, Koch, Lambrias, Langen, Lehideux, Lenz, Lulling, Malangré, Martens, Mayer, Menrad, Mombaur, Mottola, Nassauer, Oomen-Ruijten, Pack, Poettering, Posselt, Provan, Rübig, Schiedermeier, Schröder, Schwaiger, Sonneveld, Tindemans, Trakatellis, Valverde López, Varela Suanzes-Carpegna, Vaz da Silva, Verwaerde

**PSE:** Adam, d'Ancona, Aparicio Sánchez, Barros Moura, Bösch, Bru Purón, Caudron, Collins Kenneth D., Corbett, Cot, Dankert, Delcroix, Elchlepp, Falconer, Ford, Gebhardt, Graenitz, Green, Gröner, Hallam, Hardstaff, Harrison, Haug, Hawlicek, Hendrick, Imbeni, Iversen, Jöns, Katiforis, Kuhn, Lindeperg, McGowan, McMahon, Martin David W., Medina Ortega, Miller, Miranda de Lage, Mutin, Needle, Oddy, Paasio, Peter, van Putten, Rapkay, Rothe, Sakellariou, Sandberg-Fries, Schmidbauer, Schulz, Simpson, Swoboda, Tomlinson, Torres Couto, Vecchi, Wemheuer, White, Wibe, Wynn, Zimmermann

**UPE:** van Bladel, Daskalaki, Donnay, Lataillade, Martin Philippe-Armand, Rosado Fernandes

6

(−)

**V:** Breyer, Ceyhun, Gahrton, Holm, Lindholm, McKenna

1

(O)

**I-EDN:** Jensen Lis

## 2. Hoppenstedt report — A4-0195/99

## Resolution

66

(+)

**ARE:** Escolá Hernando, de Lassus Saint Geniès, Leperre-Verrier, Maes

**ELDR:** Bertens, Cars, Gasòliba i Böhm, Lindqvist, Mulder, Rynnänen, Virrankoski

**GUE/NGL:** González Álvarez, Jové Peres, Manisco, Pailler

**NI:** Linser

**PPE:** Anastassopoulos, Bernard-Reymond, Cederschiöld, Christodoulou, Funk, Graziani, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Hoppenstedt, Kellett-Bowman, Klaß, Koch, Konrad, Lenz, Lulling, Martens, Mombaur, Mottola, Oomen-Ruijten, Pack, Posselt, Provan, Rübig, Schwaiger, Sonneveld, Tindemans, Vaz da Silva

Friday 7 May 1999

**PSE:** Aparicio Sánchez, Bru Purón, Elchlepp, Gebhardt, Hallam, Hardstaff, Iversen, Miranda de Lage, Moniz, Paasio, van Putten, Sandberg-Fries, Simpson, Tomlinson, Wemheuer, Wibe, Zimmermann

**UPE:** van Bladel, Martin Philippe-Armand, Rosado Fernandes

9

(-)

**GUE/NGL:** Ilivitzky, Svensson

**I-EDN:** Berthu, Blokland, Souchet

**PSE:** Medina Ortega

**V:** Gahrton, Holm, Lindholm

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3. B4-0455/99 — *European textiles market*

*Resolution*

63

(+)

**ARE:** Escolá Hernando, Maes

**ELDR:** Bertens, Gasòliba i Böhm, Goerens, Mulder, Rynänen, Virrankoski

**GUE/NGL:** González Álvarez, Jové Peres, Manisco, Mohamed Ali, Pailler, Querbes, Svensson

**I-EDN:** Berthu, Blokland, Buffetaut, van Dam, Souchet

**PPE:** Bernard-Reymond, Ferrer, Grossetête, Günther, Gahler, von Habsburg, Habsburg-Lothringen, Hoppenstedt, Kellett-Bowman, Klaß, Lenz, Martens, Mombaur, Mottola, Poggiolini, Posselt, Provan, Rübzig, Schwaiger, Sonneveld

**PSE:** d'Ancona, Aparicio Sánchez, Bru Purón, Correia, Elchlepp, Gebhardt, Gröner, Hallam, Hardstaff, Iversen, Lage, Martin David W., Medina Ortega, Miranda de Lage, Moniz, Paasio, Sandberg-Fries, Schlechter, Tomlinson, Wemheuer, Zimmermann

**UPE:** van Bladel, Rosado Fernandes

6

(-)

**ELDR:** Cars, Lindqvist

**PSE:** Wibe

**V:** Gahrton, Holm, Lindholm

1

(O)

**GUE/NGL:** Gutiérrez Díaz

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